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T.C.(C)No. 22 OF 2001

ITEM No.301
Part-Heard

Court No. 2

SECTION XVIA
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Transfer Case(Civil) No.22/2001@@
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BRIJ MOHAN LAL

Petitioner (s)

VERSUS

UNION OF INDIA & ORS.
(for directions)
With

Respondent (s)

SLP(C)No.10645/2001
(With appln. for impleading party and with prayer
for interim relief)

T.C.(C)No.23/2001,

T.P.(C) No.407-410/2001 ,
(With appln. for ex-parte stay)

SLP(C)No.7870/2001
(With appln. for impleading party and
with prayer for interim relief)

Date : 07/12/2001 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Petitioner (s) Mr. K S Saini, Adv.
in TC 22/01 Mr. Chander Shekhar Ashri,Adv.

For UOI Mr. H N Salve, S.G.
Mr. Prateek Jalan, Adv.
Mr. P. Parmeswaran,Adv.

For Appearing parties:

Mr. Gopal Subramaniam, Sr. Adv.
Ms. Kamini Jaiswal,Adv.
Ms. Shomila Bakshi, Adv.
Ms. Aishwarya Rao, Adv.

Mr. T V Ratnam, Adv.
Mr. K Subba Rao, Adv.

Mr. P S Narasimha, Adv.
Mr. P Sridhar, Adv.

Mr. Prashant Bhushan, Adv.

Mr. K Ram Kumar, Adv.

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UPON hearing counsel the Court made the following
O R D E R

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Learned Solicitor General states that a draft Scheme will be evolved with regard to the manner in which appointments are to be made of the presiding officers of the Fast Track Courts. There will be various options which would be available and it will be for the High Court concerned to consider which one or more options to follow. We, however, make it clear that when any recruitment is made to the Fast Track Courts from out of the judicial officers who have superannuated, care should be taken by the High Court concerned to see that the incumbent has not had unclean record. If the past ACRs of the incumbent are such which show that a person concerned was not fit enough to be elevated as a High Court Judge, he should not be appointed on the Fast Track Courts.

Learned Solicitor General states that the draft Scheme would be placed before the Court on the next date of hearing.

To be listed on a Friday, after four weeks as part-heard.

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(S.L. Goyal)
Court Master

(Kanchan Jain)
AR-cum-PS