

À2PART-HEARD

ITEM NO.101

COURT NO.1

SECTION PIL

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

RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO. 21 OF 1999

BHIM SINGH

Petitioner(s)

VERSUS

U.O.I & ORS

Respondent(s)

[With appln.(s) for impleadment]

With Transferred Case No.22 of 2005

Transferred Case No.23 of 2000

Transferred Case No.24 of 2000

Transferred Case No.36 of 2000

Transferred Case No.37 of 2000

Transferred Case No.38 of 2000

Writ Petition (C) No.404 of 1999

Writ Petition (C) No.376 of 2003

(With appln(s) for interim Relief and office report)

Transfer Petition (C) No.450 of 2004

(With appln(s) for stay and office report)

Date: 11/07/2006 These matters were called on for hearing today.

CORAM :

for M/s. J.S. Wad & Co.,Adv.

For C.A.G.:

Mr. Vikas Sharma,Adv.

Ms. Anil Katiyar,Adv.

In-person (N/P)

Ms. Aparna Bhat,Adv.

Mr. Vinoo Bhagat,Adv.

Mr. M.P. Parmeshwaran,Adv.

Ms. Meenakshi Arora,Adv.

UPON hearing counsel the Court made the following

O R D E R

Mr. Mohan Parasaran, learned Additional Solicitor General, resumed his arguments at 11.35 a.m. and made his submissions till 12.05 p.m. Thereafter, Mr. K.K. Venugopal, learned senior counsel, made his submissions till 12.55 p.m. Mr. Mohan Parasaran, learned Additional Solicitor General, again made his submissions and was on his legs when the court rose for the day.

The matters remained part-heard.

[T.I. Rajput] [N. Annapurna] [V.P. Tyagi]
A.R.-cum-P.S. Court Master Asstt. Registrar

3/-

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DATE : 12TH JULY, 2006.

CORAM AND APPEARANCE : AS ABOVE

In all matters, except T.P. (C) No.450 of 2004

Heard Mr. Mohan Parasaran, learned Additional Solicitor General, Mr. K.K. Venugopal, learned senior counsel, and Mr. Prashant Bhushan, learned counsel.

Though the challenge in the writ petitions and transferred cases is to the constitutional validity of MPLAD Scheme, during the course of arguments, it has transpired that substantial questions of interpretation of Articles 275 and 282 of the Constitution of India are involved, particularly in regard to transfer of funds from the Union Government to the State Governments. The interpretation is also required to be placed on various other provisions of Chapter I of Part-XII of the Constitution of India relating to finance, property, contracts and suits. In this view, it would be appropriate if the matters are heard by a Constitution Bench at an early date.

Ordered accordingly.

The Registry shall place the papers before Hon'ble the Chief Justice of India for directions.

Transfer Petition (C) No.450 of 2004:

In the meantime, service upon the sole respondent in Transfer Petition (C) No.450 of 2004 be completed. If the service is effected, list the transfer petition along with Writ Petition (C) No.21 of 1999 before the

Constitution Bench.

[T.I. Rajput] [N. Annapurna] [V.P. Tyagi]
A.R.-cum-P.S. Court Master Asstt. Registrar

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CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.K. THAKKER

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s) Mr. K.K. Venugopal, Sr. Adv.

In WP 21/1999: Mr. Dinesh Kumar Garg, Adv.

Mr. Bhim Singh, Adv.

Mr. B.S. Billowria, Adv.

In TC 22/2005: Mr. R. Anand Padmanabhan, Adv.

Mr. Pramod Dayal, Adv.

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In WP 404/99 & 376/03: Mr. Prashant Bhushan, Adv.

Mr. Vishal Gupta, Adv.

For Union of India: Mr. Mohan Parasaran, ASG.

Mr. T.S. Doabia, Sr. Adv.

Mr. Tufail A. Khan, Adv.

Mr. Chidananada D.L., Adv.

Mr. Gaurav Dhingra, Adv.

Mr. B.V. Balaram Das, Adv.

For Respondent(s)/ Mr. Mohan Parasaran, ASG.

For Union of India: Mr. T.S. Doabia, Sr. Adv.

Mr. Tufail A. Khan, Adv.

Mr. Chidananada D.L., Adv.

Mr. Gaurav Dhingra, Adv.
Mr. B.V. Balaram Das, Adv.

Mr. Neeraj Kishan Kaul, Sr. Adv.
Ms. Jayshree Wad, Adv.
Mr. Ashish Wad, Adv.
Mr. Arvind Gupta, Adv.
for M/s. J.S. Wad & Co., Adv.

For C.A.G. :

Mr. Vikas Sharma, Adv.
Ms. Anil Katiyar, Adv.

In-person (N/P)

Ms. Aparna Bhat, Adv.

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