

ITEM NO.44

COURT NO.3

SECTION IV-B

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

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (C) NO(S). 18350/2012

(Arising out of impugned final judgment and order dated 01-06-2012 in CWP No. 11367/2012 passed by the High Court of Punjab & Haryana at Chandigarh)

RAGHUBAR DAYAL AND OTHERS & ORS.

PETITIONER(S)

VERSUS

THE STATE OF HARYANA AND OTHERS & ORS.

RESPONDENT(S)

([TO BE TAKEN UP AT 3.15 P.M.]

IA No. 20158/2023 - APPLICATION FOR PERMISSION

IA No. 139800/2021 - APPLICATION FOR PERMISSION

IA No. 139744/2021 - APPLICATION FOR VACATION OF INTERIM ORDER

IA No. 37055/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 31805/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 20264/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(C) Nos. 33349-33350/2013 (IV-B)

SLP(C) No. 36979/2013 (IV-B)

(IA No. 1/2013 - CONDONATION OF DELAY IN FILING)

Date : 01-05-2023 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE K.M. JOSEPH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Mr. Siddharth Mittal, Adv.
Ms. Shilpa G. Mittal, Adv.
Mr. Khitiz Chauhan, Adv.
Mr. Pushplata Choudhary, Adv.
Mr. Rishav Vats, Adv.
Mr. Vaibhav Tomar, Adv.
Ms. Usha Nandini V., AOR

Mr. Vishwa Pal Singh, AOR

Mr. Ranjit Kumar, Sr. Adv.
Mr. Gyanander Sirohi, Adv.

Mr. Nachikate Joshi, Adv.
Mr. Pranit Pranav, Adv.
Mr. Santosh Kumar, Adv.
Ms. Ankita Choudhary, Adv.
Mr. Praneet Pranav, Adv.
Ms. Nikita Choudhary, Adv.
Mr. Deepak Goel, AOR
Ms. Sharika Rai, Adv.
Mr. Santosh Ku., Adv.

Mr. Dushyant Parashar, AOR
Mr. Dinesh Pandey, Adv.
Mr. Manu Parashar, Adv.
Mrs. Neha Shenker, Adv.
Mr. Muthu M. Velpalani, Adv.

Mr. Sukumar P., Sr. Adv.
Mr. Mohit Kumar, Adv.
Mr. Anish R. Shah, Adv.

For Respondent(s) Mr. Shekhar Raj Sharma, D.A.G.
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Mr. Paras Dutta, Adv.
Mr. Himanshu Satija, Adv.
Ms. Himani Bhatnagar, Adv.
Mr. Sanjay Kumar Visen, AOR

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Mr. Keshav Mittal, Adv.
Ms. Amrita Verma, Adv.
Ms. Sabarni Som, Adv.

Mr. Shyam Divan, Sr. Adv.
Mr. M. Shoeb Alam, Adv.
Mr. Siddhant Buxy, AOR
Mr. Ujjwal Singh, Adv.
Mr. Krishna Sumanth, Adv.
Mr. Agastya Sen, Adv.

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

After hearing the learned counsel for the parties, we are not convinced that the petitioners have made out a case for exercising jurisdiction under Article 136 of the Constitution. However, we reiterate the observations and directions which are contained in the impugned order(s) which shall be strictly complied with by the sixth respondent- *Haryana Anjuman Charitable Trust* as also the Public Authority.

We record the submission of learned counsel for the sixth respondent that the sixth respondent will make available volunteers (Traffic Volunteers) so that the problem arising out of increasing traffic is adequately redressed. That apart, we direct that over and above the said assurance being recorded, that the Commissioner of Traffic Police, Gurugram, Haryana will deploy police personnel in sufficient numbers as and when required and particularly without fail on every Friday so that they will efficiently control and regulate the Traffic in such a way that all the people in the area are least inconvenienced.

We further record the submission of the learned counsel for the sixth respondent that there will be no noise pollution caused by it and the sixth respondent shall not use loud speakers for Azaan.

The Commissioner of Traffic Police, Gurugram, Haryana will make assessment and make suitable arrangements so that apart from Fridays, police personnel are always present so as to obviate any untoward situation. He may consider establishing a Traffic Police Post/Booth in the vicinity of the Mosque in question, if he deems it fit.

Subject to the aforesaid directions, the special leave petitions are disposed of.

Pending application(s), if any, stand disposed of.

(JAGDISH KUMAR)
COURT MASTER (SH)

(RENU KAPOOR)
ASSISTANT REGISTRAR