

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

Petition(s) for Special Leave to Appeal (Civil) No(s).12184/2009
(From the judgement and order dated 10/09/2008 in WP No.
5129/2008 of The HIGH COURT OF DELHI AT N. DELHI)

YADU LAL Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(With appln(s) for amendment of the petition,directions,permission
to place addl. documents on record and office report)

Date: 18/10/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s) Mr. Raju Ramachandra, Sr. Adv.
Mr. Himanshu Munshi,Adv.

For Respondent(s) Mr. H.P. Rawal, ASG
rrs. 1-3 & 5 Mr. Ashok Bhan, Adv.
Mr. D.S. Mahra,Adv.

rr.4 Mr. Ashok Arora, Adv
Dr. Sushil Balwada, Adv.

rr.6 Mr. P.P. Malhotra, ASG
Dr. Shailendra, Adv.
Ms. Asha G Nair, Adv.
Mrs Anil Katiyar,Adv.

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

Despite sufficient opportunities having been
granted, proper affidavit in terms of orders dated 30th
August, 2010, 10th September, 2010 and 27th September,

..2/-

: 2 :

2010, has still not been filed. We are dismayed to
note that on the last date of hearing, i.e., 27th
September, 2010, at the request of learned Additional
Solicitor General, one week's further time was granted
for filing affidavit in terms of order dated 10th
September, 2010, but as stated above the affidavit is
not forthcoming. Mr. Malhotra, learned Additional
Solicitor General says that the affidavit is ready, but

the fact remains, the same has not come on record.

Under the circumstances, we are constrained to direct the Secretary, Department of Health and Family Welfare, Government of NCT, Delhi, to appear in Court in person along with the relevant records pertaining to the placement of the petitioner. The Secretary, shall also show cause, by way of an affidavit, as to why appropriate action for not complying with the earlier directions be not taken against him.

List immediately after two weeks.

As prayed, permission is granted to respondent No. 6 to file the affidavit.

[Charanjeet Kaur]
Court Master

[Kusum Gulati]
Court Master