

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

Writ Petition(s) (Civil) No(s). 55/2003

E.R. KUMAR &amp; ANR.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.  
(FOR IMPLEADMENT)

Respondent(s)

WITH

W.P. (C) No. 572/2003 (PIL-W)  
(FOR ON IA 1/2003 FOR INTERIM DIRECTIONS)

Date : 19-04-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR  
HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s)

Mr. E.R. Kumar, Petitioner-in-person  
Ms. S. Lakshmi Iyer, Adv.  
Ms. Raveena Rai, Adv.  
Ms. Aishwarya Dash, Adv.Mr. Aditya Srivastva, Adv.  
Mr. Satya Mitra, Adv.Mr. Prashant Bhushan, AOR  
Ms. Amita Joseph, Adv.  
Mr. Aditya Shrivastav, Adv.

For Respondent(s)

Union of India

Mr. A.N.S. Nadkarni, ASG  
Ms. V. Mohana, Sr. Adv.  
Mr. Kailash Vasudev, Adv.  
Ms. Sunita Sharma, Adv.  
Ms. Rashmi Malhotra, Adv.  
Ms. Sunita Rani Singh, Adv.  
Ms. Rukhmini Bobde, Adv.  
Mr. D.L. Chidanand, Adv.  
Mr. Ritesh Kumar, Adv.  
Mr. B.V. Balaramdas, Adv.  
Mr. M.K. Maroria, Adv.  
Mr. Raj Bahadur, Adv.

For States of Andhra Pradesh	Mr. Guntur Prabhakar, Adv. Ms. Prerna Singh, Adv. Mr. Gautam P., Adv.
Arunachal Pradesh	Mr. Anil Shrivastav, AOR Mr. Rituraj Biswas, Adv.
Assam	Mr. Shuvodeep Roy, Adv. Mr. Sayooj Mohandas, Adv.
Bihar	Mr. M. Shoeb Alam, Adv. Ms. Fauzia Shakil, Adv. Mr. Ujjwal Singh, Adv. Mr. Mojahid Karim Khan, Adv.
Chhattisgarh	Mr. Aniruddh P. Mayee, Adv. Mr. Avnish M. Oza, Adv. Mr. Chirag Jain, Adv. Mr. A. Selvin Raja, Adv.
Gujarat	Ms. Hemantika Wahi, AOR Ms. Jesal Wahi, Adv. Ms. Vishakha, Adv. Ms. Mamta Singh, Adv. Ms. Pallavi Singh, Adv. Ms. Shodhika Sharma, Adv.
Haryana	Mr. Anil Grover, AAG Mr. Noopur Singhal, Adv. Mr. Shivam Kumar, Adv. Mr. Dinesh Chander Yadav, AAG Dr. Sukhdev, Adv. Mr. Sanjay Kumar Visen, Adv. Ms. Aman Deep Kaur, Adv.
H.P.	Mr. V.K. Sharma, Adv.
J&K	Mr. M. Shoeb Alam, Adv. Ms. Fauzia Shakil, Adv. Mr. Ujjwal Singh, Adv. Mr. Mojahid Karim Khan, Adv.
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Karnataka	Mr. V.N. Raghupathy, AOR Mr. Parikshit P. Angadi, Adv. Mr. Md. Apzal Ansari, Adv.

Kerala Mr. Nishe Rajen Shonker, Adv.  
Ms. Anu K. Joy, Adv.  
Mr. Alim Anvar, Adv.

Madhya Pradesh Mr. Arjun Garg, Adv.  
Mr. Rohit Chandra, Adv.

Maharashtra Mr. Kunal Cheema, Adv.  
Mr. Nishant R. Katneshwarkar, Adv.

Manipur Mr. Leishangthem Roshmani Kh., Adv.  
Ms. Maibam Babina, Adv.

Meghalaya Mr. Ranjan Mukherjee, Adv.  
Mr. S. Bhowmick, Adv.  
Mr. Subhro Sanyal, Adv.  
Mr. Daniel Stone Lyngdoh, Adv.

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Mr. Amit Kumar Singh, Adv.  
Mr. K. Luikang Michael, Adv.  
Mr. Z.H. Isaac Haiding, Adv.

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Ms. Bhavana Duhoon, Adv.  
Ms. Ranjeeta Rohatgi, Adv.

Rajasthan Mr. S.S. Shamsbery, Adv.  
Mr. Amit Sharma, Adv.  
Mr. Ankit Raj, Adv.  
Ms. Indira Bhakar, Adv.  
Ms. Ruchi Kohli, Adv.

Sikkim Ms. Aruna Mathur, Adv.  
Mr. Avneesh Arputham, Adv.  
Ms. Anuradha Arputham, Adv.  
Ms. Simran Jeet, Adv.  
for M/s Arputham Aruna & Co.

Tamil Nadu Mr. B. Vinodh Kanna, Adv.  
Mr. A. Sriram, Adv.

Tripura Mr. Rituraj Biswas, Adv.

	Mr. Shuvodeep Roy, Adv.
Uttar Pradesh	Ms. Aishwarya Bhati, AAG. Mr. Madan Mohan Pandey, AAG Mr. Rajeev Kumar Dubey, Adv. Mr. Kamlendra Mishra, Adv.
West Bengal	Mr. Suhaan Mukerji, Adv. Ms. Astha Sharma, adv. Mr. Harsh H. Gursahani, Adv. Mr. Amit Verma, Adv. For M/s PLR Chambers
Uttarakhand	Mr. Jatinder Kumar Bhatia, AOR Mr. Ashutosh K. Sharma, Adv.
A&N Islands	Mr. Bhupesh Narula, Adv. Mr. K.V. Jagdishvaran, Adv. Mrs. G. Indira, AOR
Puducherry	Mr. V.G. Pragasam, Adv. Mr. S. Prabu Ramasubramanian, Adv. Mr. S. Manuraj, Adv.
	Mr. P. Venkat Reddy, Adv. Mr. Prashant Tyagi, Adv. For M/s Venkat Palwai Law Ass.
	Mr. Adarsh Upadhyay, AOR
	Mr. Aruneshwar Gupta, AOR
	Mr. Sunil Fernandes, AOR
	Ms. Kaveeta Wadia, AOR
	Ms. Pragati Neekhara, AOR
	Ms. A. Subhashini, Adv.
	Mr. Avijit Bhattacharjee, AOR
	Mr. Binay Kumar Tiwari, Adv. Mr. Hitesh Kumar Sharma, Adv. Mr. Dipak Namdhari, Adv. Mr. B. S. Banthia, AOR

UPON hearing the counsel the Court made the following

O R D E R

In partial modification of our order dated 22.03.2018, learned counsel for the parties including the learned ASG are agreed that the following names be substituted for the earlier proposed names in so far as the U.T. of Chandigarh and the States of Haryana, H.P. and Kerala are concerned:

Chandigarh

Earlier Proposed	Now Proposed
Dr. (Ms.) Areet Singh	Mr. Arjun Sheron

Haryana

Earlier Proposed	Now Proposed
Mashkoo Alam	Shri D.R. Sharma, the Civil Society member suggested by State Govt.

Himachal Pradesh

Earlier Proposed	Now Proposed
Nisha Singh	Pravesh Kumar Chandan

Kerala

Earlier Proposed	Now Proposed
Magilynn Yohannan	Salih P.M.

As far as the State of Tripura is concerned, in addition to Mr. B. Maitra who was earlier proposed, Mr. Samarendra Chandra Deb will now also be a Member of the Committee.

It is stated that the Andaman & Nicobar Islands had not yet appointed a Committee but today we have been informed that a Committee has since been appointed. Similarly, appointments have been made by the States of J & K, Kerala, Manipur and Meghalaya.

As far as the State of Maharashtra is concerned, Mr. Kunal Cheema, learned counsel says that he would like to take instructions. He says that he expects the State of Maharashtra to take a decision on appointing a Civil Society Member by today evening.

In so far as the U.T. of Puducherry is concerned, the U.T. has filed an affidavit appointing the Committee. That affidavit is accepted.

In so far as Delhi is concerned, it is stated that the name of a Member of the Civil Society is pending with the office of the Lieutenant Governor.

Mr. D.N. Goburdhan, learned counsel who is present in the Court today has been requested to take instructions so that the needful is done by 23.04.2018 particularly since we are concerned with Housing for Urban Homeless.

It is submitted by the petitioner that he suggests the name of Mr. Indu Prakash Singh for Delhi to which the learned ASG has no objection.

In so far as the State of Andhra Pradesh is concerned, the name of the Civil Society Member has been incorrectly typed out as Irfan Babu, it should be Irfan Badshah.

Suggested Guidelines and Role of Statewise Monitoring Committees for Urban Homeless Shelters

The learned ASG has placed on record Comments on the Suggested Guidelines prepared by the petitioner and Role of Statewise

Monitoring Committees for Urban Homeless Shelters.

It is stated that there is no objection to any of the guidelines and they are all accepted with some minor modifications which are not objected to by the petitioner. The note is taken on record.

With regard to para 14 of the Guidelines, it is submitted that instead of quarterly Status Report, a Half Yearly Status Report may be filed.

We accept this suggestion to which there is no objection from the petitioner.

However, for the present, one Status Report may be filed sometime in August, 2018 as on 31<sup>st</sup> July, 2018 so that if there are any teething problems in the functioning of the Committee, they are brought to our notice and remedial steps can be taken.

List the matter on 23.04.2018.

(MEENAKSHI KOHLI)  
COURT MASTER

(TAPAN KUMAR CHAKRABORTY)  
COURT MASTER