

ITEM NO.2

COURT NO.6

SECTION PIL

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO.56 OF 2004

PRAJWALA

Petitioner(s)

VERSUS

UNION OF INDIA &amp; ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and office report)  
(FOR FINAL DISPOSAL)

Date: 11/12/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA  
HON'BLE MR. JUSTICE H.S. BEDI

For Petitioner(s)            Ms. Aparna Bhat,Adv.  
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For Respondent(s)            Mr.    Goolam E. Vahanvati, SG  
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   Ms.    Sushma Suri,Adv.

   Mr.    Vikas Singh, ASG  
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   Ms. Sunita Sharma,Adv.  
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Mr. S. Prabu Ramasubramanian,Adv.

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Mr. V.N. Raghupathy, Adv.

Mr. J.K. Bhatia,Adv.  
Mr. B.N. Jha,Adv.

UPON hearing counsel the Court made the following  
ORDER

A large number of prayers have been made in this writ petition in regard to the sexually exploited women and children. Proposals have been made for forming 'Victim-Protection Protocol' for the pre-rescue, rescue and post-rescue stages of rehabilitation of commercially and

sexually exploited women and children.

The Central Government did not raise any objection in regard to the maintainability of the writ petition. The Parliament also amended the Act.

The learned Solicitor General was fair enough to have

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dialogues with the counsel for the petitioner from time to time, with a view to seeing the utmost benefit which can be conferred to the trafficked and sexually exploited women and children.

There exists some difference in the approach of the Ministry of Home, on the one hand, and the Ministry of Women and Child Development Department, on the other.

A joint plan of action for formulation of the Protocol is also under preparation. However, keeping in view the nature of the reliefs sought for in the writ petition vis-a-vis the larger issues involved, namely, the jurisdiction of this Court to deal with a matter of this nature, we are of the opinion that it deserves hearing by a larger Bench. We, therefore, direct that the matter be referred to a three-Judge Bench.

Let the records of the case be placed before Hon'ble the Chief Justice of India for passing appropriate orders.

(A.S. BISHT)  
COURT MASTER

(PUSHAP LATA BHARDWAJ)  
COURT MASTER