

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

Writ Petition (C) No. 43/2022

ASHWINI KUMAR UPADHYAY

Petitioner(s)

VERSUS

UNION OF INDIA & ANR.

Respondent(s)

[HEARD BY: HON. THE CHIEF JUSTICE, HON. HIMA KOHLI AND
HON. C.T. RAVIKUMAR, JJ.]

WITH

W.P.(C) No. 87/2022 (PIL-W)
(FOR ADMISSION)W.P.(C) No. 121/2022 (PIL-W)
(FOR ADMISSION)W.P.(C) No. 383/2022 (PIL-W)
(FOR ADMISSION)W.P.(C) No. 496/2022 (PIL-W)
(FOR ADMISSION)W.P.(C) No. 474/2022 (PIL-W)
(IA No. 89699/2022 - EXEMPTION FROM FILING AFFIDAVIT)Date : 26-08-2022 These petitions were called on for pronouncement
of order today.Amicus Curiae Mr. Kapil Sibal, Sr. Adv.
Ms. Manisha Singh, Adv.For Petitioner(s) Mr. Vikas Singh, Sr. Adv.
Mr. Ashwini Kumar Upadhyay, Adv.
Ms. Asha Upadhyay, Adv.
Mr. Kapish Seth, Adv.
Mr. Ashwani Kumar Dubey, AORIn W.P(C)87/22 Mr. Arvind Datar, Sr. Adv.
Mr. Ashwini Kumar Upadhyay, Adv.
Ms. Asha Upadhyay, Adv.
Mr. Chandra Shekhar, Adv.
Ashmita Bisrya, Adv.
Mr. Chandrashekhar, Adv.
Mr. Nirmal Kumar Ambastha, AOR

In W.P.(C)121/22 Mr. Vijay Hansaria, Sr. Adv.
Mr. Ashwini Kumar Upadhyay, Adv.
Ms. Asha Upadhyay, Adv.
Mr. Chandra Shekhar, Adv.
Ms. Kavya Jhavar, Adv.
Mr. Ashwani Kumar Dubey, AOR

In WP(C)474/22 Mr. Gopal Sankaranarayan, Sr. Adv.
Mr. Pranav Sachdeva, AOR
Mr. Kamal Kishore, Adv.
Ms. Tanya Srivastava, Adv.

Mr. Gaurav Kumar Bansal, Adv.
Ms. Shomila Bakshi, AOR
Ms. Nandita Bansal, Adv.

Mr. Barun Kumar Sinha, Adv.
Mrs. Pratibha Sinha, Adv.
Mr. Mudit Kaul, Adv.
Mr. Abhishek, AOR

For Respondent(s)
Intervenor Mr. Tushar Mehta, SG
Mr. K.M. Nataraj, ASG
Mr. Vivek Narayan Sharma, Adv.
Ms. Kanu Agrawal, Adv.
Mr. Shailesh Madiyal, Adv.
Mr. Mayank Pandey, Adv.
Mr. Anuj Srinivas Udupa, Adv.
Mr. Abhinav Raghav, Adv.
Mr. Anirudha Bhatt, Adv.

Mr. Arvind Kumar Sharma, AOR

For ECI Mr. Maninder Singh, Sr. Adv.
Mr. Amit Sharma, AOR
Mr. Dipesh Sinha, Adv.
Ms. Pallavi Barua, Adv.

Mr. P. Wilson, Sr. Adv.
Mr. R. Nedumaran, AOR
Mr. Apoorv Malhotra, Adv.

Dr. Manish Singhvi, Sr. Adv.
Mr. Arpit Prakash, Adv.
Mr. Vikalp Sharma, Adv.
Mr. Sandeep Kumar Jha, AOR

Mr. Ajay Bansal, Adv.
Mr. Gaurav Yadava, Adv.
Ms. Veena Bansal, Adv.
Mr. Sourav Jindal, Adv.

Mr. Shadan Farasat, AOR

Ms. Vandana Sharma, AOR

Mr. Prabodh Kumar, AOR

Mr. Prashant Bhushan, AOR

Ms. Rashami Singh, Adv.

Mr. Mahfooz Ahsan Nazki, AOR

Mr. Polanki Gowtham, Adv.

Mr. T.Vijaya Bhaskar Reddy, Adv.

Ms. Rajeswari Mukherjee, Adv.

Mr. K.V. Girish Chowdary, Adv.

The Bench comprising Hon'ble the Chief Justice of India, Hon'ble Ms. Justice Hima Kohli and Hon'ble Mr. Justice C.T. Ravikumar pronounced the Reportable Order as follows:

"14. Looking at the complexity of the issues involved, and the prayer to overrule a judgment rendered by a two-Judge Bench of this Court in *S. Subramaniam Balaji(supra)*, we direct listing of these set of petitions before a three-Judge Bench, after obtaining the orders of the Hon'ble the Chief Justice of India.

15.List the matter after 4 weeks."

(RAJNI MUKHI)
COURT MASTER (SH)

(R.S. NARAYANAN)
COURT MASTER (NSH)

(Signed Reportable order is placed on the file)