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W.P(C)No. 350 OF 1993

ITEM No.101-105 P.H.  
XVIA & XVI

Court No. 1

SECTION X, IVA,

A/N MATTER

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

Writ Petition(Civil) No.350 of 1993

ISLAMIC ACADEMY OF EDUCATION & ANR.

Petitioner (s)

VERSUS

STATE OF KARNATAKA & ORS.

Respondent (s)

(With application for directions,interim relief, directions,interventions  
and permission to file additional documents)

With

S.L.P.(C) No. 11286 of 2003

(With prayer for interim relief and office report)

S.L.P.(C) No. 11391 of 2003

(With appln. for permission, exem.from filing c/c of the impugned  
judgment and prayer for interim relief)

S.L.P.(C) Nos. 11189-11195 of 2003

(With appln. for permission to place addl.documents on record,  
interventions, directions, intervention, intervention/impleadment  
and prayer for interim relief)

W.P.(C) No. 355 of 1993

(With appln. for directions, stay and interim relief)

W.P.(C) No. 174 of 2003

(With appln. for directions)

T.P.(C) Nos. 286-288 of 2003

(With appln. for stay and directions)

S.L.P.(C) Nos. 3465-3466 of 2003

(With appln. for intervention, prayer for interim relief and  
office report)

S.L.P.(C) Nos. 3942-3943 of 2003

(With prayer for interim relief and office report)

S.L.P.(C) Nos. 4002-4003 of 2003

(With prayer for interim relief and office report)

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S.L.P.(C) Nos. 9253-9254 of 2003

(With prayer for interim relief and office report)

S.L.P.(C) No. 10561 of 2003

(With office report)

W.P.(C) No. 261 of 2003

(With appln. for interim relief, permission to file Vol. II,  
permission to file affidavit, permission to file rejoinder affidavit)

and office report)

W.P.(C) No. 275 of 2003  
(With appln . for stay and permission)

W.P.(C) No. 280 of 2003  
(With appln. for stay)

W.P.(C) No. 289 of 2003  
(With appln. for ad-interim ex-parte stay and office report)

Date : 29/07/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE S.N. VARIAVA  
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN  
HON'BLE MR. JUSTICE ARIJIT PASAYAT  
HON'BLE MR. JUSTICE S.B. SINHA

For Petitioner (s)  
in WP 350,355 Mr. F.S. Nariman, Sr.Adv.  
& 174Dr. Roxna S. Swamy, Adv.  
Mr. A. Lobo, Adv.  
Mr. Subhash C. Sharma, Adv.  
Mr. Ramesh N. Keswani, Adv.  
Mr. Bharat Sangal, Adv.

in SLP 11286Mr. Rakesh Dwivedi, Sr.Adv.  
Mr. Seshachala, Adv.  
Ms. Niranjana Singh, Adv.  
Mr. Dayan Krishnan, Adv.  
Mr. Nikhil Nayyar, Adv.  
Mr. Trideep Pias, Adv.  
Mr. Abhishek Chaudhary, Adv.  
'Ms. Vimla Sinha, Adv.  
Mr. M.V. Seshachala, Adv.

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in SLP 11391Mr. A.K. Ganguli, Sr.Adv.  
Mr. Madhu Naik, Adv.  
Mr. S. Sukumaran, Adv.  
Mr. Suresh Unnikrishnan, Adv.  
Ms. Divya Nair, Adv.  
Mr. K. Rajeev, Adv.

in SLP 11189-95Mr. H.N. Salve, Sr. Adv.  
Mr. Madhusudan R. Naik, Adv.  
Mr. S.Ravindra Bhat, Adv.  
Mr. Naveen R Nath, Adv.  
Mr. Sanjay Sharawat, Adv.  
Ms. Hetu Arora, Adv.

in TP 286-288Mr. K.K. Venugopal, Sr.Adv.  
Mr. Vijay Narain, adv.  
Mr. C.B.N. Babu, Adv.  
Mr. Bimal Roy Jad, Adv.

State of KeralaMr. K.K. Venugopal, Sr.Adv.  
Mr. Ratan Singh, Adv. Genl.  
Mr. K R Sasiprabhu, Adv.  
Mr. John Mathew, Adv.  
Mr. Anil Thomas, Adv.

in SLP 4002-4003Mr. G Prakash, Adv.

in SLP 10561Mr. H.N. Salve, Sr.Adv.  
Dr. Rajiv Dhawan, Sr.Adv.  
Mr. S. Udaya Kumar Sagar, Adv.  
Ms. Bina Madhavan, Adv.  
Mr. Prasanth P., Adv.  
for M/s. Lawyers' Knit & Co., Adv.

in WP 261Mr. H.N. Salve, Sr.Adv.  
Mr. P.H. Parekh, Adv.  
Mr. Krishna Srinivasan, Adv.  
Mr. E.R. Kumar, Adv.  
Mr. Rohit Alex, Adv.  
for M/s. P.H. Parekh & Co., Adv.

in WP 275Mr. H.N. Salve, Sr.Adv.  
Mr. S. Nanda Kumar, Adv.  
Mr. V. Vijayan, Adv.  
Mr. M. Yogesh Kanna, Adv.  
Mr. Jitendra Shankar, Adv.  
Mr. Anuj Srivastav, Adv.  
Mr. Rakesh K. Sharma, Adv.

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in WP 280 & 289Mr. Mohan Parasaran, Sr.Adv.  
Mr. Ajit Kumar Sinha, Adv.

For NCT, DelhiMr. Raju Ramachandran, ASG  
and U.T.Mr. S.W.A. Qadri, Adv.  
Ms. Rekha Pandey, Adv.  
Mr. D.S. Mehra, Adv.

For M/o H.R.D.Mr. Raju Ramachandran, ASG  
Ms. Anil Katiyar, Adv.  
Mr. S.W.A. Qadri, Adv.  
Mr. K.C. Kaushik, Adv.  
Mr. Ashok Kumar Pandey, Adv.

For Respondent (s)Mr. K.C. Kaushik, Adv.  
Mr. Pritish Kapur, Adv.  
Mr. Prateek Jalan, Adv.  
Mr. Sunil Mathews, Adv.  
Ms. Anil Katiyar, Adv.

State of Karnataka

in WP 350 & SLP 11189-95Mr. P.P. Rao, Sr.Adv.  
in rest of the mattersMr. A.N. Jaya Ram, Adv.Genl.  
Mr. Sanjay R. Hegde, Adv.

Mr. Satya Mitra, Adv.  
Mr. Anil K. Mishra, Adv.  
Ms. Mahalaxmi Pavani, Adv.

U.O.I. Mr. R.N. Trivedi, ASG  
Mr. Maninder Singh, Adv.  
Ms. Pratibha M. Singh, Adv.  
Mr. Angad Mirdha, Adv.  
Mr. Ankur Talwar, Adv.  
Mr. Kirtiman Singh, Adv.  
Mr. K.C. Kaushik, Adv.  
Mr. D.S. Mehra, Adv.

M.C.I.Mr. Maninder Singh, Adv.  
Ms. Pratibha M. Singh, Adv.  
Mr. Angad Mirdha, Adv.  
Mr. Ankur Talwar, Adv.  
Mr. Kirtiman Singh, Adv.

in SLP 11286 & 11391Mr. G. Prabhakar, Adv.

in SLP 11286 & 11391Mr. J.S. Attri, Adv.

in SLP 11189-95Mr. Mr. Gopal Prasad, Adv.

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State of A.P.Mr. V.R. Reddy, Sr.Adv.

Mr. T.V. Ratnam, Adv.

Mr. K. Subba Rao, Adv.

Ms. A Subhashini, Adv.

in WP 355Mr. S.R. Bhat, Adv.

in WP 355Ms. Minakshi Vij, Adv.

in SLP 3465-66, 3942-43,Mr. H.N. Salve, Sr.Adv.

4002-03, 9253-54Dr. Rajiv Dhawan, Sr.Adv.

Mr. S.U.K. Sagar, Adv.

Ms. Bina Madhavan, Adv.

Mr. Prasanth P.,Adv.

for M/s. Lawyers' Knit & Co., Adv.

in SLP 3465-66Mr. Dipankar P. Gupta, Sr.Adv.

Mr. P.H. Parekh, Adv.

Mr. T.N. Subramaniam, Adv.

Mr. E.R. Kumar, Adv.

Mr. Rohit Alex, Adv.

State of GoaMr. Bhavanishankar V. Gadnis, Adv.

Mr. Shiv Kumar Suri, Adv.

Ms. A. Subhashini, Adv.

in SLP 3465-66 & 9253-54Mr. G. Prabhakar, Adv.

in SLP 3465-66Mr. A. Mariarputham, Adv.

Ms. Aruna Mathur, Adv.

for M/s. Arputham, Aruna & Co.

State of U.P.Mr. A.K. Srivastava, Adv.

Mr. S.S. Shamsbery, Adv.

State of AssamMs. Krishna Sarma, Adv.

Ms. Asha G. Nair, Adv.

Mr. V.K. Sidharthan, Adv.

for M/s. Corporate Law Group, Adv.

State of M.P.Mr. Sakesh Kumar,Adv.

Mr. S.K. Agnihotri, Adv.

State of West BengalMr. T.C. Sharma, Adv.

Ms. Neelam Sharma, Adv.

Mr. Ajay Sharma, Adv.

State of ManipurMr. K.H. Nobin Singh, Adv.

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State of Gujarat Mr. S.K. Dholakia, Sr.Adv.

Ms. H. Wahi, Adv.

State of MizoramMs. H. Wahi, Adv.

State of Maharashtra Mr. T.R. Andhyarujina, Sr.Adv.  
Mr. U.U. Lalit, Adv.  
Mr. S.S. Shinde, Adv.  
Mr. Mukesh K. Giri, Adv.

State of Nagaland Mr. Kailash Vasdev, Sr.Adv.  
Mr. S.K. Shandilya, Adv.  
Ms. V.D. Khanna, Adv.

State of Rajasthan Mr. Ranji Thomas, Adv.  
Ms. Bharati Upadhyay, Adv.  
Mr. Arun Pednekar, Adv.  
Mr. V.N. Raghupathy, Adv.

State of Arunachal Pradesh Mr. Anil Shrivastav, Adv.

State of Tripura Mr. Gopal Singh, Adv.  
Mr. Navin Prakash, Adv.

State of Orissa Ms. Kirti Mishra, Adv.

State of J&K Mr. Anis Suhrawardy, Adv.

State of Haryana Mr. R.N. Trivedi, ASG  
Mr. Neeraj Jain, Adv.  
Ms. Kavita Wadia, Adv.

State of Pondicherry Mr. R. Mohan, Sr. Adv.  
Mr. V.G. Pragasam, Adv.

State of Uttaranchal Mr. A.S. Rawat, Addl.Adv.Genl.  
Mr. J.K. Bhatia, Adv.

State of Punjab Mr. R.S. Suri, Adv.  
Mr. Jagjit Singh Chhabre, Adv.  
Mr. Chandra Bhushan Prasad, Adv.  
Mr. Shailesh Madiyal, Adv.

in WP 261 & 275 Mr. C.S. Vaidyanathan, Adv.  
(State of Tamil Nadu) Mr. P.N. Ramalingam, Adv.  
Mr. V. Balaji, Adv.

in WP 261, 275, 280 & 289 Mr. T. Raja, Adv.

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For Intervenor (s) Mr. K. Rajendra Chowdhary, Sr.Adv.  
Mr. Rakesh K. Sharma, Adv.

For Applicant (s)  
in SLP 11189-95:  
I.A. Nos. 15-21, 22-28 Mr. Prashant Bhushan, Adv.

I.A. Nos. 29-35 Mr. N.L. Ganpathi, Adv.

I.A. Nos. 36-42 Mr. K.K. Venugopal, Sr.Adv.  
Mr. Bimal Roy Jad, Adv.  
Mr. C.B.N. Babu, Adv.

I.A. Nos. 43-49 Mr. M.N. Krishnamani, Sr.Adv.  
Mr. Bharat Kumar, Adv.  
Mr. Bhupender Yadav, Adv.  
Ms. Sheela Goel, Adv.

I.A. Nos. 50-56 Ms. Sumita Hazarika, Adv.

I.A. Nos. 57-63Mr. P.H. Parekh, Adv.  
for M/s. P.H. Parekh & Co., Adv.

I.A. Nos. 64-71Ms. Madhu Moolchandani, Adv.

in WP 350:

I.A. Nos. 10-13Dr. Rajeev Dhawan, Sr.Adv.  
Mr. H.N. Salve, Sr.Adv.  
Mr. R. Santhana Krishnan, Adv.  
Mr. D. Mahesh Babu, Adv.

I.A. Nos. 14-15Mr. A. Mariarputham, Adv.  
Ms. Aruna Mathur, Adv.  
for M/s. Arputham, Aruna & Co.

I.A. No. 16Mr D.P. Gupta, Sr.Adv.  
Mr. P.H. Parekh, Adv.  
Mr. E.R. Kumar, Adv.  
Mr. Rohit Alex, Adv.  
Mr. Lalit Chauhan, Adv.  
Mr. Duval C. Dave, Adv.  
for M/s. P.H. Parekh & Co.

I.A. No. 17Mr. Yashank Adhyaru, Sr.Adv.  
Ms. Aparna Bhat, Adv.  
Mr. P. Ramesh Kumar, Adv.

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I.A. No. 18Dr. Rajeev Dhavan, Sr.Adv.  
Mr. Ejaz Maqbool, Adv.  
Mr. Wajid Ali Kamil, Adv.  
Mr. Ujjwal Kr. Jha, Adv.  
Ms. Minakshi Nag, Adv.

I.A. 19 & 21Ms. Sarla Chandra, Adv.  
Mr. Sanjay Sen,Adv.  
Mr. Rana S. Biswas, Adv.

in T.P. 287:

I.A. 4Mr. Gourav Agarwal, Adv.  
Mr. Prashant Kumar, Adv.  
Mr. Joseph Pookkatt, Adv.

in SLP 3465-66:

I.A. No. 2Mr. Dipankar Gupta, Sr.Adv.  
Mr. T.N. Subramanian, Adv.  
Mr. P.H. Parekh, Adv.  
Mr. E.R. Kumar, Adv.  
Mr. Rohit Alex, Adv.  
for M/s. P.H. Parekh and Co., Adv.

I.A. Nos. 5-6Mr. P.S. Mishra, Sr.Adv.  
Mr. M. Qamaruddin,Adv.  
Mrs. M. Qamaruddin, Adv.  
Mr. Ambar Qamaruddin, Adv.  
Mr. Manish Goswami, Adv.

in W.P. 261:

I.A. No. 2Mr. P.H. Parekh, Adv.  
for M/s. P.H. Parekh & Co., Adv.

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

Mr. K.K. Venugopal, learned senior counsel resumed his arguments at 10.30 a.m. and concluded

at 2.45 p.m. Thereafter Mr. P.P. Rao, learned senior counsel started his arguments and concluded at 4.00 p.m., when the Court rose for the day. The matters remained part-heard.

(Alka Dudeja) (D.P. Walia) (Suraj Parkash)  
Court Master Court Master Court Master

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Item Nos. 101-105 P.H. 30th July, 2003

Coram and Appearance : As above.

I.A. No...../2003In-person  
(For intervention)

Mr. C.S. Vaidyanathan, learned senior counsel started his arguments at 10.30 a.m. and concluded at 12 o'clock. Mr. R. Mohan, learned senior counsel adopted the arguments of Mr. R.N. Trivedi, learned Additional Solicitor General. Thereafter Mr. M.N. Krishnamani, learned senior counsel made his submissions till 12.15 p.m. Mr. V.R.Reddy, learned senior counsel argued his case till 12.35 p.m. Thereafter Mr. S.K. Dholakia, learned senior counsel and Mr. R.N. Trivedi, learned Additional Solicitor General made their submissions for 5 minutes each. Mr. U.U. Lalit, learned counsel was on his legs till 2.15 p.m. Mr. G. Prakash and Ms. Kiran Suri, learned counsel argued their respective cases for 5 minutes each. Thereafter Mr. F.S. Nariman, learned senior counsel made his rejoinder submissions from 2.25 p.m. to 2.50 p.m. and thereafter Mr. H.N. Salve, learned senior counsel till 3.25 p.m. Dr. Rajeev Dhavan, learned senior counsel thereafter made his further submissions for 10 minutes. Ms. Indira Jaising, learned senior counsel also addressed the Court for five minutes. Hearing concluded. Judgment reserved.

(Alka Dudeja) (D.P. Walia) (Suraj Parkash)  
Court Master Court Master Court Master