

ITEM NO.701

COURT NO.1

SECTION IV

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s).2317/2011

THE STATE OF PUNJAB &amp; ORS.

Appellant(s)

VERSUS

DAVINDER SINGH &amp; ORS.

Respondent(s)

(WITH IA No. 112133/2023 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 84489/2020 - CORRECTION OF MISTAKES IN THE JUDGMENT, IA No. 251294/2023 - DISCHARGE OF ADVOCATE ON RECORD, IA No. 84490/2020 - EXEMPTION FROM FILING AFFIDAVIT, IA No. 122267/2020 - EXEMPTION FROM FILING O.T., IA No. 130804/2022 - EXEMPTION FROM FILING O.T., IA No. 120962/2020 - INTERVENTION APPLICATION, IA No. 120949/2020 - INTERVENTION APPLICATION, IA No. 44206/2021 - INTERVENTION APPLICATION, IA No. 239015/2023 - INTERVENTION APPLICATION, IA No. 32843/2021 - INTERVENTION APPLICATION, IA No. 238301/2023 - INTERVENTION APPLICATION, IA No. 13049/2021 - INTERVENTION/IMPLEADMENT, IA No. 226301/2023 - INTERVENTION/IMPLEADMENT, IA No. 127436/2020 - INTERVENTION/IMPLEADMENT, IA No. 112120/2023 - INTERVENTION/IMPLEADMENT, IA No. 122265/2020 - INTERVENTION/IMPLEADMENT, IA No. 265806/2023 - INTERVENTION/IMPLEADMENT, IA No. 130798/2022 - INTERVENTION/IMPLEADMENT, IA No. 85238/2021 - INTERVENTION/IMPLEADMENT, IA No. 243359/2023 - INTERVENTION/IMPLEADMENT, IA No. 93549/2020 - INTERVENTION/IMPLEADMENT)

WITH C.A. No. 6936/2015 (IV)

C.A. No. 5597/2010 (IV)

W.P.(C) No. 21/2023 (X)

(FOR ADMISSION and IA No.187108/2022-CONDONATION OF DELAY IN REFILEING / CURING THE DEFECTS)

C.A. No. 5593/2010 (IV)

SLP(C) No. 30766/2010 (IV-B)

SLP(C) No. 8701/2011 (IV-B)

SLP(C) No. 36500-36501/2011 (IV-B)

T.C.(C) No. 38/2011 (IV)

T.P.(C) No. 464/2015 (XII)

(WITH IA No. 85272/2020 - CORRECTION OF MISTAKES IN THE JUDGMENT)

W.P.(C) No. 1477/2019 (X)

(WITH IA No. 193565/2019 - EX-PARTE STAY)

C.A. No. 5586/2010 (IV)

C.A. No. 5598/2010 (IV)

C.A. No. 5595-5596/2010 (IV)

C.A. No. 2324/2011 (IV)

(FOR INTERVENTION APPLICATION ON IA /2010 (UNREGISTERED))

T.C.(C) No. 37/2011 (IV)

C.A. No. 5589/2010 (IV)

C.A. No. 5600/2010 (IV)

C.A. No. 5587/2010 (IV)

SLP(C) No. 5454-5459/2011 (IV-B)

C.A. No. 2318/2011 (IV)

C.A. No. 289/2014 (IV)

W.P.(C) No. 562/2022 (X)

(WITH IA No. 104862/2022 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 101691/2022 - EXEMPTION FROM FILING O.T.)

Date : 07-02-2024 These matters were called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE  
 HON'BLE MR. JUSTICE B.R. GAVAI  
 HON'BLE MR. JUSTICE VIKRAM NATH  
 HON'BLE MS. JUSTICE BELA M. TRIVEDI  
 HON'BLE MR. JUSTICE PANKAJ MITHAL  
 HON'BLE MR. JUSTICE MANOJ MISRA  
 HON'BLE MR. JUSTICE SATISH CHANDRA SHARMA

For Appellant(s)	Mr. Gurminder Singh, Adv. Gen Punjab/Sr. Adv. Punjab
	Mr. Shadan Farasat, A.A.G.
	Mr. Vivek Jain, D.A.G.
	Mr. Karan Sharma, AOR
	Mr. Mohit Siwach, Adv.
	Mr. Karman Singh, Adv.
	Mr. Rishabh Sharma, Adv.
	Mr. Harshit Anand, Adv.
	Ms. Princy Sharma, Adv.
	Mr. Abhishek Babbar, Adv.
	Mr. Rajat Jain, Adv.

	Mr. Aman Naqvi, Adv. Ms. Natasha Maheshwari, Adv. Mr. Abhinav Jain, Adv. Ms. Hrishika Jain, Adv. Ms. Mreganka Kukreja, Adv. Mr. Shadab Azhar, Adv.
Appellant 3 in CA 2317/2011	Mr. Kapil Sibal, Sr. Adv. Ms. Devyani Gupta, AOR Ms. Aparajita Jamwal, Adv. Mr. Gautam Bhatia, Adv. Mr. Nizam Pasha, Adv. Mr. Rahul Narayan, Adv. Mr. Rishabh Parikh, Adv. Ms. Arjoo Rawat, Adv. Ms. Rupali Samuel, Adv. Ms. Saushriya Havelia, Adv. Ms. Tanvi Anand, Adv. Ms. Gurkirat Kaur, Adv.
WPC 21/2023	Mr. S. Gowthaman, AOR
Haryana	Mr. Arun Bhardwaj, Sr. Adv. Dr. Monika Gusain, AOR Mr. Gauraan, Adv. Mr. Abhishek Sharma, Adv. Mr. Shrutanjaya Bhardwaj, Adv.
TCC 38/2011	Mr. Resham Singh, Adv. Ms. Roopa Paul, Adv. Mr. H L Chumber, Adv. Mr. Parveen Paul, Adv. Ms. Sunita Bhardwaj, Adv. Ms. Vasundhara Rana, Adv. Mr. Satyendra Kumar, AOR
TPC 464/2015	Mr. Vijay Hansaria, Sr. Adv. Mr. Anandh Kannan N., AOR
WPC 1477/2019	Mr. R.K. Singh, Adv. Mrs. Neeraj Singh, Adv. Mr. Kumar Gaurav, Adv. Mr. P.S. Bhagat Singh, Adv. Mr. V. Subramanian, Adv. Mr. Ajay Chaudhary, Adv. Mr. Praveen Pathak, Adv. Mr. Ram Bhadauria, Adv. Mr. Robin Khokhar, AOR
CA 5586/2010	Mr. M.S. Ganesh, Sr. Adv. Mr. Devendra Singh, Adv. Mr. K. Seshachary, Adv. Mr. Sanchar Anand, Adv.

	<p>Mr. Anant Kumar Vatsya, Adv.  Ms. Poonam Datta, Adv.  Ms. Yashswini, Adv.  Mr. Nikhil Hooda, Adv.  Mr. Gajinder Chauhan, Adv.  Mr. Devendra Singh, AOR</p>
<p>CA 5598/2010,  CA 5589/2010 &amp;  CA 5600/2010</p>	<p>Mr. Salman Khurshid, Sr. Adv.  Mr. Rakesh Kumar Khanna, Sr. Adv.  Mr. Kaushal Yadav, AOR  Mr. Ritul Tandon, Adv.  Mr. Nandlal Kumar Mishra, Adv.  Ms. Lubna Naaz, Adv.  Mr. Arjun Raghuvanshi, Adv.  Mr. Ram Kishor Singh Yadav, Adv.  Ms. Arushi Jain, Adv.  Dr. Sushil Balwada, Adv.  Ms. Vidhi Jain, Adv.  Mr. Arpit Kumar, Adv.  Dr. Ajay Kumar, Adv.  Ms. Shilpita, Adv.</p>
<p>TCC 37/2011</p>	<p>Mr. Manoj Swarup, Sr. Adv.  Mr. Ankit Swarup, Adv.  Mr. Rohit Kumar Singh, AOR  Mr. Neemani Pant, Adv.  Ms. Apoorva Singh, Adv.  Mr. Rishi Bhargava, Adv.  Mrs. Yashvi Aswani, Adv.  Ms. Rajlakshmi, Adv.</p>
<p>TCC 37/2011</p>	<p>Mr. K.K. Venugopal, Sr. Adv.  Ms. Shraddha Deshmukh, Adv.  Ms. Supriya Juneja, AOR</p>
<p>For Respondent(s)</p>	<p>Mr. R Venkataramani, Attorney General for India  Mr. Tushar Mehta, Solicitor General  Mr. K.M Nataraj, A.S.G.  Mr. Apoorv Kurup, Adv.  Mr. Shailesh Madiyal, Adv.  Mr. Kanu Agrawal, Adv.  Mrs. Sonali Jain, Adv.  Mr. Raman Yadav, Adv.  Mr. Chitvan Singhal, Adv.  Mr. Kartikay Aggarwal, Adv.  Mr. Abhishek Kumar Pandey, Adv.  Mr. Amrish Kumar, AOR</p> <p>Mr. R Venkataramani, Attorney General for India  Mr. Tushar Mehta, Solicitor General  Mr. K M Nataraj, Adv.  Mr. Gurmeet Singh Makker, AOR  Mr. Apoorv Kurup, Adv.</p>

Mr. Shailesh Madiyal, Adv.  
 Mr. Kanu Agrawal, Adv.  
 Ms. Sonali Jain, Adv.  
 Mr. Raman Yadav, Adv.  
 Mr. Chitvan Sinhal, Adv.  
 Mr. Kartikay Aggarwal, Adv.  
 Mr. Abhishek Kumar Pandey, Adv.  
 Mr. Anmol Chandan, Adv.  
 Mr. Saurabh Mishra, Adv.

Mr. Tushar Mehta, Solicitor General  
 Mr. K M Nataraj, A.S.G.  
 Mr. Mukesh Kumar Maroria, AOR  
 Mr. Rajat Nair, Adv.  
 Mr. Tadimalla Bhaskar Gowtham, Adv.  
 Mr. Vatsal Joshi, Adv.  
 Mr. Bhuvan Kapoor, Adv.  
 Mr. Krishna Kant Dubey, Adv.  
 Ms. Indira Bhakar, Adv.  
 Mr. Shashwat Parihar, Adv.  
 Mr. Rajesh Singh Chauhan, Adv.  
 Mr. Vinayak Sharma, Adv.

Mr. R Venkataramani, Attorney General for India  
 Mr. Tushar Mehta, Solicitor General  
 Mr. K.M Nataraj, A.S.G.  
 Mr. Apoorv Kurup, Adv.  
 Mr. Shailesh Madiyal, Adv.  
 Mr. Kanu Agrawal, Adv.  
 Mrs. Sonali Jain, Adv.  
 Mr. Raman Yadav, Adv.  
 Mr. Chitvan Singhal, Adv.  
 Mr. Kartikay Aggarwal, Adv.  
 Mr. Abhishek Kumar Pandey, Adv.  
 Mr. Amrish Kumar, AOR

Mr. Gurminder Singh, Adv. Gen Punjab/Sr. Adv.  
 Mr. Shadan Farasat, A.A.G.  
 Mr. Karan Sharma, AOR  
 Mr. Mohd Irshad, Adv.  
 Mr. Harshit Anand, Adv.  
 Ms. Nupur Kumar, Adv.  
 Mr. Abhishek Babbar, Adv.  
 Ms. Hrishika Jain, Adv.  
 Mr. Aman Naqvi, Adv.  
 Ms. Natasha Maheshwari, Adv.  
 Mr. Karman Singh, Adv.  
 Ms. Mreganka Kukreja, Adv.  
 Mr. Shadab Azhar, Adv.

Mr. Salil Sagar, Sr. Adv.  
 Mr. Samarth Sagar, Adv.  
 Mr. Sankalp Sagar, Adv.

Mr. Mithu Jain, Adv.  
Mr. Sanchit Garga, Adv.  
Mr. Birendra Kumar Mishra, AOR  
Ms. Poonam Atey, Adv.  
Mr. Hemendra, Adv.  
Mr. Sirajuddin, Adv.  
Mr. Balbir Singh Sewak, Adv.  
Mr. Ripudaman Singh Sidhu, Adv.

Mr. Shekhar Naphade, Sr. Adv.  
Mr. M.F. Philip, Adv.  
Ms. Purnima Krishna, AOR  
Mr. Karamveer Singh Yadav, Adv.  
Ms. Farah Hashmi, Adv.  
Ms. Aishwarya Dash, Adv.

Dr. K.S. Chauhan, Sr. Adv.  
Mr. Ajit Kumar Ekka, AOR  
Mr. R.S.M. Kalky, Adv.  
Mr. Sunil Kumar, Adv.  
Mr. R.S.M. Kalky, Adv.  
Mr. Murari Lal, Adv.  
Mr. S.P. Singh, Adv.  
Mr. Ramesh Kumar, Adv.  
Mr. Bhim Kishore, Adv.  
Dr. K. Elumalai, Adv.  
Mr. Sandeep Malik, Adv.  
Mr. Abhishek Chauhan, Adv.  
Mr. Sumit Kishore, Adv.  
Mr. Ajit Kumar, Adv.

Dr. S. Muralidhar, Sr. Adv.  
Mr. Santosh Krishnan, AOR  
Mr. MA Karthik, Adv.  
Mr. Maitreya Subramaniam, Adv.  
Ms. Pallak Bhagat, Adv.  
Mr. Girish Chowdhary, Adv.  
Ms. Deepshikha Sansanwal, Adv.

Mr. Arun Bhardwaj, Sr. Adv.  
Dr. Monika Gusain, AOR  
Mr. Gauraan, Adv.  
Mr. Abhishek Sharma, Adv.  
Mr. Shrutanjaya Bhardwaj, Adv.

Mr. Arun Bhardwaj, Sr. Adv.  
Dr. Monika Gusain, Adv.  
Mr. Sanjay Kumar Visen, AOR  
Ms. Himani Bhatnagar, Adv.  
Mr. Manindra Dubey, Adv.

Mr. Rakesh Kumar Khanna, Sr. Adv.  
Mr. Kaushal Yadav, AOR

Mr. Nandlal Kumar Mishra, Adv.  
Mr. Aditya Pushkal Khanna, Adv.  
Dr. Rashmi Khanna, Adv.  
Ms. Ramya Khanna, Adv.  
Dr. Vikas Pahal, Adv.  
Dr. Ajay Kumar, Adv.

Mr. Dama Seshadri Naidu, Sr. Adv.  
Mr. Nidhesh Gupta, Sr. Adv.  
Mr. G. Balaji, AOR  
Mr. Shivali Chaudhary, Adv.  
Mr. Ananvay, Adv.  
Mr. Poorna Chandan, Adv.

Mr. Gopal Sankaranarayanan, Sr. Adv.  
Mr. Sravan Kumar Karanam, AOR  
Mr. Vishal Sinha, Adv.  
Mr. Potturi Suresh, Adv.  
Ms. Jhanvi Dubey, Adv.  
Ms. Tanya Shrivatsava, Adv.  
Ms. Shivani Vij, Adv.  
Ms. Aditi Gupta, Adv.  
Ms. Pranali Tayade, Adv.  
Ms. Shireesh Tyagi, Adv.  
Ms. Thrisha Chandran, Adv.  
Ms. Madhav Gupta, Adv.  
Mrs. Mamatha Ralla, Adv.  
Mr. P. Santhosh Kumar, Adv.

Mr. Saket Singh, Sr. Adv.  
Mrs. Sangeeta Singh, Adv.  
Ms. Sarvshree, Adv.  
Mrs. Niranjana Singh, AOR

Mr. Colin Gonsalves, Sr. Adv.  
Ms. Hetvi Patel, Adv.  
Mr. P. Venkateshan, Adv.  
Mr. Satya Mitra, AOR

Mr. Bankey Bihari Sharma, AOR

Ms. S. Janani, AOR

Mr. Shakti Kanta Pattanaik, AOR

Mrs. Naresh Bakshi, AOR  
Mr. Tushar Bakshi, AOR

Mr. Rahul Gupta, AOR  
Mr. R. V. Kameshwaran, AOR  
Mr. Ravi Prakash, AOR

Mr. Shekhar Kumar, AOR

Mr. PS Teji, Sr. Adv.  
Mr. Neelesh Singh Rao, Adv.  
Mr. Prativa Prakash Janapriya Nayak, AOR

Mr. Resham Singh, Adv.  
Ms. Roopa Paul, Adv.  
Mr. H L Chumber, Adv.  
Mr. Parveen Paul, Adv.  
Ms. Sunita Bhardwaj, Adv.  
Ms. Vasundhara Rana, Adv.  
Mr. Satyendra Kumar, AOR

Mr. Rakesh Dahiya, AOR  
Mr. Brij Bhushan, AOR

Mr. Vishal Prasad, AOR

Mr. Abhay Anil Anturkar, Adv.  
Mr. Dhruv Tank, Adv.  
Mr. Aniruddha Awalgaonkar, Adv.  
Ms. Surbhi Kapoor, AOR

Ms. Deepanwita Priyanka, AOR

Mr. B. K. Satija, AOR

Dr. Vinod Kumar Tewari, AOR  
Mr. Vishwanathan Iyer, Adv.  
Mr. Aman Roop Sharma, Adv.  
Ms. Shymphy Sharma, Adv.  
Ms. Jyoti Mehra, Adv.  
Mr. Pramod Tiwari, Adv.  
Mr. Vivek Tiwari, Adv.

Mr. Vishnu Sharma, Adv.  
Ms. Madhusmita Bora, AOR  
Mr. Riju Raj Singh Jamwal, Adv.  
Mr. Dipankar Singh, Adv.  
Mrs. Anupama Sharma, Adv.

Dr. Manish Singhvi, Sr. Adv.  
Mr. Sandeep Kumar Jha, AOR

Mr. Nishe Rajen Shonker, AOR  
Mrs. Anu K Joy, Adv.  
Mr. Alim Anvar, Adv.  
Mr. Abraham Mathew, Adv.

Mr. Saurabh Mishra, A.A.G.  
Mr. Sunny Choudhary, AOR  
Mr. Sandeep Sharma, Adv.

Mr. Aaditya Aniruddha Pande, AOR  
Mr. Siddharth Dharmadhikari, Adv.  
Mr. Bharat Bagla, Adv.  
Mr. Sourav Singh, Adv.  
Mr. Aditya Krishna, Adv.  
Ms. Raavi Sharma, Adv.

Mr. Ajay Pal, AOR  
Mr. Mayank Dahiya, Adv.  
Ms. Sugandh Rathor, Adv.  
Ms. Bhupinder, Adv.

Mr. D. Kumanan, AOR  
Mr. Sheikh F Kalia, Adv.  
Mrs. Deepa. S, Adv.  
Mr. Veshal Tyagi, Adv.

Mr. Vishwa Pal Singh, AOR  
Mr. Dhawal Uniyal, Adv.  
Mr. Ashish Pandey, Adv.  
Mr. Mukesh Kumar, Adv.  
Mr. Prateek Rai, Adv.  
Mr. Ashutosh Bhardwaj, Adv.  
Mr. Sanjeev Kumar, Adv.  
Mr. Vikas Gothwal, Adv.

Mr. Sanjeev Kaushik, Adv.  
Ms. Anvita Dwivedi, Adv.  
Ms. Astha Sharma, AOR

Mr. Shreekant Neelappa Terdal, AOR

Mr. Abhimanyu Tewari, AOR  
Ms. Eliza Bar, Adv.

Mr. Pukhrambam Ramesh Kumar, AOR  
Mr. Karun Sharma, Adv.  
Ms. Anupama Ngangom, Adv.  
Ms. Rajkumari Divyasaana, Adv.

Mr. Amit Kumar, Advocate General/Sr. Adv.  
Mr. Avijit Mani Tripathi, AOR  
Ms. Rekha Bakshi, Adv.  
Mr. T.k. Nayak, Adv.  
Ms. Marbiang Khongwir, Adv.

Ms. K. Enatoli Sema, AOR  
Ms. Limayinla Jamir, Adv.  
Mr. Amit Kumar Singh, Adv.  
Ms. Chubalemla Chang, Adv.  
Mr. Prang Newmai, Adv.

Mr. Sameer Abhyankar, AOR  
Ms. Vani Vandana Chhetri, Adv.  
Ms. Nishi Sangtani, Adv.  
Ms. Zinnea Mehta, Adv.  
Mr. Aakash Thakur, Adv.  
Mr. Rahul Kumar, Adv.

Mr. Sidharth Luthra, Sr. Adv.  
Ms. Devina Sehgal, AOR  
Mr. Kumar Vaibhaw, Adv.

M/S. Gorkela Law Office, AOR

Mr. S. Gowthaman, AOR

M/S. Nuli & Nuli, AOR

Mr. S. Prabu Ramasubramanian, Adv.  
Mr. Bharathimohan M, Adv.  
Mr. Sabari Bala Pandian, Adv.  
Ms. Priya R, Adv.  
Mr. A Manoj Kumar, Adv.  
Mr. Santhosh K, Adv.  
Mr. Avinash Kumar, Adv.  
Mr. K. Paari Vendhan, AOR

Dr. Vivek Sharma, AOR

Mr. Sanjay Jain, AOR  
Mr. Sajjan Singh Nahar, Adv.  
Mr. Gurdeep Singh, Adv.  
Ms. Ruchika Bhan, Adv.

Mr. Raghunatha Sethupathy B, AOR

Mr. Shekhar Kumar, AOR

Mr. Vikalp Mudgal, AOR

Ms. Jyoti Mendiratta, AOR

Mr. V. K. Biju, AOR  
Mr. Anirudha Purushotham, Adv.  
Mrs. Ria Sachthey, Adv.  
Mr. Chetanya Singh, Adv.  
Mr. Shaji George, Adv.  
Mr. Abhay Pratap Singh, Adv.  
Mr. Amlendu Kumar Akhilesh Kumar Jha, Adv.  
Ms. Vijay Lakshmi, Adv.  
Mr. Mayank Pandey, Adv.  
Mrs. Rubina Jawed, Adv.

Mr. Shivam Singh, Adv.  
Ms. Bahuli Sharma, Adv.  
Mr. Mukesh Kumar Singh, Adv.  
Mr. Narendra Kumar Goyal, Adv.  
Mr. Ikshit Singhal, Adv.  
Mr. Ishwar Singh, Adv.  
Ms. Shaswati Parhi, Adv.  
Ms. Kajal Rani, Adv.  
Ms. Komal Singh, Adv.  
Mr. Vineet Singh, Adv.  
Ms. Reena Chaudhary, Adv.  
Ms. Saba, Adv.  
For M/S. Mukesh Kumar Singh And Co.

Mr. Vatsalya Vigya, AOR

Mrs. Rekha Pandey, AOR

Mr. Anjani Kumar Jha, AOR

DR Ashok Siddhartha Priya Ram Singh, AOR

Mr. Ronak Karanpuria, AOR

Mr. Annam Venkatesh, AOR  
Mr. Ankit Swarup, AOR  
Mr. Krishan Kumar, AOR  
Mr. P. Soma Sundaram, AOR  
Mr. Raj Bahadur Yadav, AOR

Ms. Shraddha Deshmukh, AOR  
Ms. Yukta Batra, Adv.

Mr. Vipin Kumar Jai, AOR

Ms. S. Janani, AOR

**Applicant-in-person**

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

- 1 Arguments heard in part.
- 2 List the matters tomorrow (8 February 2024) as part-heard matter for further hearing.

**(SANJAY KUMAR-I)  
DEPUTY REGISTRAR**

**(SAROJ KUMARI GAUR)  
ASSISTANT REGISTRAR**