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SLP(C)No. 7082 OF 2004
ITEM No.32

Court No. 1

SECTION XIA

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

Petition(s) for Special Leave to Appeal (Civil) No.7082/2004
(From the judgement and order dated 11/03/2004 in WP 3992/04
of The HIGH COURT OF KERALA AT ERNAKULAM)

STATE OF KERALA

Petitioner (s)

VERSUS

JOMON PUTHENPURACKAL & ORS.

Respondent (s)

(With prayer for interim relief and office report)

With
SLP(C)No.7209/2004 (State of Kerala vs. V S Achuthanandan & Ors.)
(with appln.(s) for exemption from filing c/c of the impugned
judgment and with prayer for interim relief)

Date : 16/07/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE G.P. MATHUR
HON'BLE MR. JUSTICE C.K. THAKKAR

For Petitioner (s)Mr. K K Venugopal, Sr. Adv.
Mr. K.R. Sasiprabhu,Adv.
Mr. John Mathew, Adv.

For Respondent (s)
No. 1
in SLP 7082/04Mr. A. Raghunath,Adv.

in SLP 7209/04Mr. Narinder Verma, Adv.
Mr. Vishal Gupta, Adv.
Mr. Rohit Kumar Singh, Adv. for
Mr. Prashant Bhushan, Adv.

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

Issue notice in the special leave petitions as also on the prayer for interim relief.
Counsel for respondent No. 1 in both the special leave petition, present on caveat, take notice. Other respondents have no interest in contesting the special leave petitions. Notice to them is dispensed with.

The learned senior counsel for the petitioner-State of Kerala states that for the present two Members are available in the State Human Rights commission and one more will be appointed at the earliest. However, in view of the fact that no qualified person as per statutory requirements is available to be appointed as Chairperson, the Commission is lying dormant. In view of that statement, we direct the impugned orders of the High Court to remain suspended. Let the Commission function with two Members or with three Members subject to appointment of the third one. The respondent No. 2 may function as acting Chairperson. List after eight weeks.

(D.P. WALIA)
COURT MASTER

(RADHA R. BHATIA)
COURT MASTER

