

ITEM NO.1

COURT NO.2

SECTION PIL

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

I.A. No. 21,24,26 ETC/2004,I.A. No. 71/2014,I.A. No. 70/2014,I.A. No. 69/2013,I.A. No. 68/2013,I.A. No. 67/2012,I.A. No. 62/2009,I.A. No. 61/2008,I.A. No. 33/2004,I.A. No. 52/2007,I.A. No. 51/2007,I.A. No. 50/2007,I.A. No. 47/2007,I.A. No. 45/2007,I.A. No. 40/2006,I.A. No. 30/2004,I.A. No. 39/2005,I.A. No. 24/2004,I.A. No. 37/2005,I.A. No. 38/2005 in Writ Petition(s) (Civil) No(s). 653/1994

WASIM AHMED SAEED

Petitioner(s)

VERSUS

UNION OF INDIA & ORS

Respondent(s)

(for directions and intervention and to take on record the joint report in compliance of order dated 05.08.2004 and modification of order dated 05.08.2004 and 02.09.2004 and permission and impleadment and office report)

WITH I.A.Nos.14,15 & 17 in CONMT.PET.(C) No. 162/2000 In W.P.(C) No. 653/1994

(With appln.(s) for recalling of the order dated 12.05.2000 and restoration of the orders dated 16.03.1998 and 20.07.1998 and further direction)

I.A.Nos.14-17 in W.P.(C) No. 239/1997

(With appln.(s) for impleadment and directions)

Date : 29/08/2014 These applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU
HON'BLE MR. JUSTICE S.A. BOBDE
HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE

Mr. Altaf Ahmad Sr.Adv.(A.C.)
Mr. Imtiaz Ahmad, Adv. (A.C.)

For Petitioner(s)
Signature Not Verified

Mr. Anis Suhrawardy ,Adv.(NP)

Digitally signed by

Mr. R. D. Upadhyay ,Adv.

Ramana Venkata Ganti

Date: 2014.09.04

11:16:21 IST

For Respondent(s)

Dr. Monika Gusain ,Adv.

Reason:

2

Mr. Annam D. N. Rao ,Adv.
Mr.Sudipto Sircar, Adv.
Mr.Annam Venkatesh, Adv.
Ms.Vaishali, R.,Adv.

Mr.Irshad Ahmad, AAG
Mr.Samir Ali Khan, Adv.
Nazish Fatima, Adv.
Mr. Anuvrat Sharma ,Adv.

Mr. Arvind Kumar Sharma ,Adv.

Mr. Ashok Kumar Singh ,Adv.
Mr.Naresh Kumar Gaur, Adv.
Mr.Shantanu Singh, Adv.
Mr.Surinder Sharma, Adv.

Mr.P.S.Narasimha, ASG
Mr.Mohan Prasad Gupta, Adv.
Mr.yasir Rauf, Adv.
For Mr.S.N.Terdal, Adv.

Mr.A.mariarputham, Sr.Adv.
Ms.Sunita Sharma, Adv.
Mr.Shadman Ali, Adv.
Mr.Y.P.Mahajan, Adv.
Mr.D.S.Mahra, Adv.
For Mr. B. Krishna Prasad ,Adv.
For Mr. B. V. Balaram Das ,Adv.
For Mrs. Anil Katiyar ,Adv.
For Ms. Sushma Suri ,Adv.

Mr. P. Parmeswaran ,Adv.(NP)

Mr.Yunus Malik, Adv.
Mr.Shashank Singh, Adv.
Mr.Aman Malik, Adv.
Mr. Prashant Chaudhary ,Adv.

Mr. Shakil Ahmed Syed ,Adv.

Mr. Sudhir Kulshreshtha ,Adv.

Mr. Sunil Fernandes ,Adv.(NP)

Mr. Vishwajit Singh ,Adv.

Mr. V. K. Verma ,Adv.(NP)

M/s. Ap & J Chambers ,Adv.

3

M/s. Equity Lex Associates, Advs.

M/s. M. V. Kini & Associates ,Advs.

Mr.Ashok K.Srivastava, Adv.

Dr.(Mrs.)Vipin Gupta, Adv.

Mr.Shankar Divate, Adv.

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

Pursuant to the directions dated 07.03.2014 issued by us,
the learned District Judge, Agra, after visiting the site in
question has submitted his report dated 22.04.2014.

We have given an opportunity to the applicant(s) herein
to file his reply to the report of the learned District Judge.

The applicant(s) has filed his reply. In that he makes a
false assertion that the learned District Judge never visited the
house of the applicant(s) and, consequently, a statement is made
that the learned District Judge is a disabled person and,

therefore, he could not enter the house in dispute.

The learned counsel appearing for the Archaeological Survey of India has produced the photographs which were taken at the time of inspection of the house. A bare perusal of the photographs would demonstrate that in no way the learned District Judge is a disabled person. In fact he has entered the house and inspected the property in question and has submitted his report. In view of the above, while rejecting the reply filed by the applicant(s), we accept the conclusions reached by the learned District Judge.

Now we permit the Archaeological Survey of India to implement the earlier orders passed by this Court.

I.A.Nos.70-71 of 2014 are disposed of accordingly.

(G.V.Ramana)
Court Master

(Vinod Kulvi)
Asstt.Registrar