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W.P(C)No. 242 OF 2001

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ITEM No.1A.

COURT No. 2

SECTION PIL/  
XVII/XVIA

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. 242 of 2001@@  
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B.R. Kapur

Petitioners (s)

VERSUS

State of Tamil Nadu & Anr.

Respondent (s)

With W.P. (C) No. 245 of 2001  
W.P. (C) No. 246 of 2001  
W.P. (C) No. 261 of 2001  
C.A. No. 6589 of 2001 @ S.L.P. (C) No.11763 of 2001  
T.C. (C) No. 26 of 2001 @ T.P. (C) No.382 of 2001

(Heard by Hon'ble Bharucha, Pattanaik, Sabharwal, Ruma Pal and  
Brijesh Kumar,JJ.)

Date : 21/09/2001 These matters were called on for pronouncement of  
judgment today.

CORAM :

HON'BLE MR. JUSTICE S.P. BHARUCHA  
HON'BLE MR. JUSTICE G.B. PATTANAIAK  
HON'BLE MR. JUSTICE Y.K. SABHARWAL  
HON'BLE MRS.JUSTICE RUMA PAL  
HON'BLE MR. JUSTICE BRIJESH KUMAR

For Petitioner(s): Mr. Ashok H. Desai,Sr.Adv.  
In WP 242/2001: Mr. R.K. Kapoor,Adv.  
Mr. B.R. Kapoor,Adv.  
Mr. Anis Ahmad Khan,Adv.  
Mr. Chander Shekhar Ashri,Adv.

In WP 245/2001 & Mr. R. Mohan,Sr.Adv.  
WP 246/2001: Mr. V.G. Pragasam,Adv.  
Mr. Dinesh Kumar Garg,Adv.  
Mr. R.C. Kaushik,Adv.

In WP 261/2001: In-person (N/P)

In SLP 11763/2001: Mr. F.S. Nariman,Sr.Adv.  
Mr. R. Mohan,Sr.Adv.  
Mr. V.G. Pragasam,Adv.  
Dr. Francis Julian,Adv.  
Mr. B.V. Deepak,Adv.  
for M/s. T.T.K. Deepak & Co.,Advs.

TP (C) 382/2001: Ms. Roxna Swamy,Adv.  
Mr. R.N. Keshwani,Adv.

For Respondent(s): Mr. P.P. Rao,Sr.Adv.  
State of Tamil Nadu Ms. Revathy Raghavan,Adv.  
Ms. Shweta Garg,Adv.  
Mr. Manish Goswami,Adv.

Mr. Soli J. Sorabjee,AG.  
Mr. P. Parmeswaran,Adv.  
Mr. Sanjay R. Hegde,Adv.  
Mr. Satya Mitra,Adv.

For U.O.I.: Mr. Harish N. Salve,SG.  
Mr. S.W.A. Qadri,Adv.  
Mr. Preetesh Kapur,Adv.  
Ms. Sushma Suri,Adv.

For Chief Minister: Mr. K.K. Venugopal,Sr.Adv.  
(Ms. J.Jayalalitha) Mr. K.V. Vishwanathan,Adv.  
Mr. N. Jyothi,Adv.  
Mr. Kunwar Ajit Mohan Singh,Adv.  
Mr. Atul Kumar Sinha,Adv.  
Mr. K.V. Venkataraman,Adv.

The Court made the following  
O R D E R

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Leave granted in the special leave petition.

Hon'ble Mr. Justice S.P. Bharucha pronounced the judgment on behalf of Himself, Hon'ble Mr. Justice Y.K. Sabharwal and Hon'ble Mrs. Justice Ruma Pal making W.P. (C) No. 242 of 2001 absolute.

In the light of the order in W.P.(C) No. 242 of 2001, the other writ petitions, the appeal and the transferred case stand disposed of.

No order as to costs.

Hon'ble Mr. Justice G.B. Pattanaik pronounced the judgment on behalf of Himself, concurring with the judgment pronounced by Hon'ble Mr. Justice S.P. Bharucha and disposing of the petitions, civil appeal and transferred case in terms of the directions contained in the judgment of Hon'ble Mr. Justice S.P. Bharucha.

Hon'ble Mr. Justice Brijesh Kumar pronounced the judgment on behalf of Himself in agreement with the judgment pronounced by Hon'ble Mr. Justice S.P. Bharucha.

REPORTABLE.@@  
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(T.I. Rajput)  
Court Master

(Shelly Sengupta)  
Court Master

(Signed judgment is placed on the file)

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(T.I. Rajput)  
Court Master

(N. Annapurna)  
Court Master

(Shelly Sengupta)  
Court Master

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PART-HEARD@@

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ITEM NO.101

COURT NO.2

SECTION PIL/XVII@@

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XVIA@@

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DATE: 12TH SEPTEMBER, 2001@@  
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CORAM AND APPEARANCE: AS OF 11TH SEPTEMBER, 2001.@@  
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.....L.....I..T.....T.....T.....T.....T.....T.....T.....T....J  
Mr. P.P. Rao, learned counsel, resumed his arguments  
at 10.30 a.m. and was on his legs when the court rose for  
the day.

The matter remained part-heard.

(T.I. Rajput)  
Court Master

(N. Annapurna)  
Court Master

(Shelly Sengupta)  
Court Master

PART-HEARD@@

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ITEM NO.101

COURT NO.2

SECTION PIL/XVII@@

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DATE: 13TH SEPTEMBER, 2001@@  
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CORAM AND APPEARANCE: AS OF 12TH SEPTEMBER, 2001.@@  
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.....L.....I..T.....T.....T.....T.....T.....T.....T.....T....J  
Mr. P.P. Rao, learned counsel, resumed his arguments  
at 10.30 a.m. and concluded at 11.10 a.m. Thereafter, Mr.  
Soli J. Sorabjee, learned Attorney General, commenced his  
arguments and concluded at 12.50 p.m. Mr. Ashok H. Desai,  
learned counsel appearing for the petitioner in W.P. (C) No.  
242 of 2001, thereafter commenced his arguments and concluded  
at 2.25 p.m. Thereafter, Mr. Anil B. Divan, learned  
counsel appearing for the petitioners in W.P. (C) Nos.245  
and 246 of 2001, commenced his arguments and concluded at  
2.50 p.m. Mr. F.S. Nariman, learned counsel appearing for  
the petitioner in S.L.P. (C) No.11763 of 2001, commenced his  
arguments and concluded at 3.25 p.m. Ms. Roxna Swamy,

learned counsel appearing for the petitioner in transferred case arising out of T.P. (C) No.382 of 2001, thereafter made submissions till 3.30 p.m.

Arguments concluded. Judgment reserved.

(T.I. Rajput)  
Court Master

(N.Annapurna)  
Court Master

(Shelly Sengupta)  
Court Master