

,=

1

ITEM NO.1

COURT NO.3

SECTION PIL

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

I.A. Nos.94 & 96 in WRIT PETITION (CIVIL) NO. 196 OF 2001

PEOPLE'S UNION FOR CIVIL LIBERTIES

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(For directions and Report submitted by Commissioner and Special  
Commissioner of Supreme Court directed to be treated as I.A. vide  
order dated 27.01.2010)

WITH

I.A. No.82/2008 in WRIT PETITION (CIVIL) NO. 196 OF 2001  
(For directions)

Date:20/09/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI  
HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr. Colin Gonsalves, Sr. Adv.  
Mr. Divya Jyoti, Adv.  
Ms. Jyoti Mendiratta, Adv.

For Respondent(s) Ms. Sunita Sharma, Adv.  
Mr. D.L. Chidananda, Adv.  
Mr. A. Deb Kumar, Adv.  
Ms. Sushma Suri, Adv.  
Ms. Anil Katiyar, Adv.  
Ms. Supriya Jain, Adv.  
Mr. D.S. Mahra, Adv.  
Mr. Sudarshan Singh Rawat, Adv.

For DDA Mr. Vishnu B. Saharya, Adv.  
For M/s. Saharya & Co., Adv.  
Mr. Jana Kalyan Das, Adv.

2

Mr. Ranjan Mukherjee, Adv.  
Mr. S. Bhowmick, Adv.  
Mr. S.C. Ghosh, Adv.

Ms. Hemantika Wahi, Adv.  
Ms. Suveni Banerjee, Adv.  
Ms. Pinki Duggal, Adv.

Mr. D.K. Goswami, Adv.  
Mr. Shirish Kr. Mishra, Adv.

Mr. Pragyan P. Sharma, Adv.  
Mr. Rupesh Gupta, Adv.  
Mr. Mandakini Sharma, Adv.

for Mr. P.V. Yogeswaran, Adv.

Ms. Indra Sawhney, Adv.

Dr. Manish Singhvi, AAG, Raj.

Mr. Milind Kumar, Adv.

Mr. A. Mariarputham, Adv. Gen,

Mrs. Aruna Mathur, Adv.

Mr. Avneesh Arputham, Adv.

Mr. Yusuf Khan, Adv.

For M/s. Arputham Aruna & Co., Adv.

Mr. Riku Sarma, Adv.

Mr. Navnit Kumar, Adv.

for M/s. Corporate Law Group, Adv.

Mr. Ashutosh Kr. Sharma, Adv.

Ms. Rachana Srivastava, Adv.

Mr. Manoj Saxena, Adv.

Mr. Mayank Nigam, Adv.

Mr. T.V. George, Adv.

Ms. Kamini Jaiswal, Adv.

Mr. Shish Pal Laler, Adv.

Mr. Khwairakpam Nobin Singh, Adv.

Mr. Sapam Biswajit Meitei, Adv.

Mr. Ranjan Mukherjee, Adv.

Mr. Jatinder Kumar Bhatia, Adv.

3

Mr. R. Sundaravaradhan, Sr. Adv.

Mr. V.G. Pragasaam, Adv.

Mr. S.J. Aristotle, Adv.

Mr. Prabu Ramasubramanian, Adv.

Mr. G.V. Rao, Adv.

Mr. Ravi Prakash Mehrotra, Adv.

Mr. Gopal Singh, Adv.

Mr. Manish Kumar, Adv.

Mr. Chandan Kumar, Adv.

Mr. Soumitra G. Chaudhuri, Adv.

Mr. Abhijit Sengupta, Adv.

Mr. B.P. Yadav, Adv.

Mr. Rituraj Biswas, Adv.

Mr. Manish Pitale, Adv.

Mr. Wasi Haider, Adv.

For Mr. C.S. Ashri, Adv.

Mr. Soumitra G. Chaudhuri, Adv.

Mr. Tara Chandra Sharma, Adv.

Mr. Anil Shrivastav, Adv.

Mr. Ritu Raj Biswas, Adv.

Mr. Edward Belho, Adv.

Mr. K. Enatoli Sema, Adv.

Mr. Nimshim Vashum, Adv.

Mr. T. Harish Kumar, Adv.

Mr. V. Vasudevan, Adv.

Mr. Sanjiv Sen, Adv.

Mr. P. Parmeswaran, Adv.

Mr. Ujjal Banerjee, Adv.

Mr. Atul Jha, Adv.

Mr. D.K. Sinha, Adv.

Mr. G.V. Chandrashekhar, Adv.

Mr. N.K. Verma, Adv.

Ms. Anjana Chandrashekar, Adv.

Mr. Gopal Prasad, Adv.

Mr. Sarbjeet Dutta, Adv.

4

Mr. D. Mahesh Babu, Adv.

Mr. Ramesh Allanki, Adv.

Mr. Savita Dhanda, Adv.

Mr. Sunil Fernandes, Adv.

Ms. Astha Sharma, Adv.

Mr. Ramesh Babu M.R., Adv.

Ms. Anuradha Rustagi, Adv.

Ms. D. Bharathi Reddy, Adv.

Mr. Sanjay R. Hegde, Adv.

Mr. Ramesh Kr. Mishra, Adv.

Ms. Sumita Hazarika, Adv.

Mr. K.K. Mahalik, Adv.

Mr. Ajay Pal, Adv.

Mr. Manjit Singh, Adv.

Mr. Tarjit Singh, Adv.

For Mr. Kamal Mohan Gupta, Adv.

Ms. A. Subhashini, Adv.

Mr. Gopal Singh, Adv.

Mr. Rituraj Biswas, Adv.

Mr. Kuldip Singh, Adv.

Mr. R.K. Pandey, Adv.

Mr. H.S. Sandhu, Adv.

Mr. K.K. Pandey, Adv.

Mr. Mohit Mudgil, Adv.

Mr. Ravindra Keshavrao Adsure, Adv.

Ms. Bina Madhavan, Adv.

Mr. Rayjith Mark, Adv.

Mr. Prashant Kumar, Adv.

Mr. Vishwajit Singh, Adv.

Mr. Sanjay V. Kharde, Adv.

For Ms. Asha G. Nair, Adv.

Mr. K.V. Mohan, Adv.

Mr. Rajesh Srivastava, Adv.

5

Mrs. Promila, Adv.  
Mr. S. Thananjayan, Adv.  
  
Mr. Anuvrat Sharma, Adv.  
  
Mr. K.N. Madhusoodhanan, Adv.  
Mr. R. Sathish, Adv.  
  
Mr. Naushad Ahmad Khan, Adv.  
Mr. Rajesh Kumar Verma, Adv.  
for Mr. R.C. Kaushik, Adv.  
  
Mr. Pradeep Misra, Adv.  
  
Mr. Venkateswara Rao Anumolu, Adv.  
  
Mr. Vikas Upadhyay, Adv.  
Mr. B.S. Banthia, Adv.  
  
Dr. Aman Hingorani, Adv.  
Ms. Priya Hingorani, Adv.  
  
Mr. G. Prakash, Adv.  
Ms. Beena Prakash, Adv.  
Mr. V. Senthil, Adv.  
  
Mr. Navneet Kumar, Adv.  
  
Mr. Anil Kumar Jha, Adv.  
  
Mr. Vikas Mehta, Adv.  
  
Mr. Shail K. Dwivedi, AAG, U.P.  
Mr. Raj Kumar Gupta, Adv.  
Mr. Rajiv Dubey, Adv.  
Mr. Kamendra Mishra, Adv.  
Mr. Anil K. Jha, Adv.  
  
Mr. Anis Suhrawardy, Adv.  
  
Mr. Shivaji M. Jadhav, Adv.  
  
Mr. Suresh Chandra Tripathy, Adv.  
Mr. Dilip Kumar Sharma, Adv.  
  
Mr. Navin R. Nath, Adv.

6

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

We have heard the learned counsel for the parties.  
Mr. Colin Gonsalves, learned senior counsel  
appearing for the petitioner undertakes to file a  
comprehensive format of affidavit by Friday, 23rd  
September, 2011. After the format of affidavit is  
provided by the learned senior counsel appearing for the  
petitioner, the Registry is directed to make adequate  
copies thereof for supplying the same to the counsel for  
the States/Union Territories.

Learned counsel for the States/Union Territories  
may collect the copy of the format of affidavit from the  
Registry from Saturday, 24th September, 2011 onwards.

We direct the States and Union Territories to inform the public about the availability of the night shelters through print media and electronic media, so that the poor and needy people may avail the benefit of the night shelters.

The Chief Secretaries of all the States and Administrators of the Union Territories are directed to file their affidavits in the said format, giving the latest position of the night shelters in their respective States/Union Territories, on or before 31st October 2011.

A copy of the affidavit be served upon the learned counsel for the petitioner before filing the same.

7

I.A. No. 82 in W.P.(C) No. 196/2001:  
Issue notice.

The respondents are directed to file their reply to this I.A. within three weeks from today, with an advance copy to the learned senior counsel for the petitioner who would be at liberty to file rejoinder thereto, if any, before the next date of hearing.

List all the I.As. for further directions on 2nd November, 2011.

(A.S. BISHT)  
COURT MASTER

(INDU SATIJA)  
COURT MASTER