

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

RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO.215 OF 2005

(For Prel. Hearing)

COMMON CAUSE (A REGD. SOCIETY)

Petitioner(s)

VERSUS

UNION OF INDIA

Respondent(s)

(With appln(s) for interim directions)

Date: 11/05/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL

HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Petitioner(s)

Mr. Prashant Bhushan,Adv.

Mr. Vishal Gupta,Adv.

Mr. Narinder Verma,Adv.

Mr. Rohit K. Singh,Adv.

Mr. Sumeet Sharma,Adv.

Ms. Parul Kaur Majethia,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

One of the prayers in the writ petition is to issue directions to the Government to adopt suitable procedures, in consultation with State Governments where necessary, to ensure that persons of deteriorated health or terminally ill should be able

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to execute a document titled "My Living Will and Attorney Authorisation" which can be presented to hospital for appropriate action in the event of the executant being admitted to the hospital with serious illness which may threaten termination of life of the executant or in the alternative, issue appropriate guidelines to this effect to the Government. The further prayer is to appoint an expert committee, including doctors, social scientists and lawyers, to study into the aspect of issuing guidelines as to the Living Wills.

Issue notice to the respondents to inform this Court whether the aforesaid aspect has been examined or is being examined and debated; and if so, what is the stage thereof.

[T.I. Rajput]

Court Master

[V.P. Tyagi]

Court Master