

ITEM NO.10

COURT NO.1

SECTION XIV

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

Petition(s) for Special Leave to Appeal (C) Nos.32452-32453/2013

(Arising out of impugned final judgment and order dated 09-10-2013 in WPC No. 4924/2013 09-10-2013 in CMA No.14098/2013 passed by the High Court of Delhi at New Delhi)

KALKAJI MANDIR VIKRETA SANGATHAN-II & ORS. Petitioner(s)

VERSUS

PIYUSH JOSHI & ORS. Respondent(s)

(With appln.(s) for permission to file additional documents)

WITH S.L.P.(C) No.32845/2013  
S.L.P.(C)...CC No. 20364/2014

Date : 11-09-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE A.M. KHANWILKAR  
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Committee Mr. Ashok Gupta, Sr. Adv.  
Mr. Gaurav Agarwal, Adv.  
Mr. Gopal Sankarnarayanan, Adv.

For Petitioner(s) Mr. Sonal Jain, AOR  
Ms. Heena Sharma, Adv.  
Mr. Ramesh Kumar Mishra, AOR

For Respondent(s) Mr. Rakesh Kumar-I, AOR  
Mr. Chirag M. Shroff, AOR  
Ms. Neha Sangwan, Adv.  
Mr. P. Parmeswaran, AOR  
Mr. Arun K. Sinha, AOR

Mr. P.K. Dey, Adv.  
Ms. Sunita Sharma, Adv.  
Mr. B.V. Balram Das, Adv.  
Ms. Snidha Mehra, Adv.  
Ms. Kirti Dua, Adv.  
Ms. Sadhna Sandhu, Adv.  
Mr. Vibhu Shanker Mishra, Adv.  
Mr. Raj Bahadur, Adv.  
Mrs. Anil Katiyar, Adv.  
Mr. Kuldip Chauhan, Adv.  
Mr. B. Krishna Prasad, AOR

Mr. Dhruv Tamta, Adv.  
Ms. Binu Tamta, AOR

Ms. Sushma Suri, AOR

Respondent-in-person

Ms. Sumita Hazarika, AOR  
Mr. Prabhas Chandra, Adv.

Mr. B. Ramana Murthy, AOR

Mr. R.K. Bhardwaj, Adv.  
Mr. Neeraj Bhardwaj, Adv.  
Mr. Dheeraj Bhardwaj, Adv.  
Ms. Sunita Bhardwaj, Adv.  
Mr. Satyendra Kumar, AOR

Mr. Sarvesh Bhardwaj, Applicant-in-Person

Mr. Kush Bhardwaj, Adv.  
Mr. Har Saroop Sharma, Adv.  
Mr. Rajinder Mathur, Adv.

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

The Committee appointed by this Court, after due deliberation has submitted a report suggesting certain aspects.

Mr. Ashok Gupta, learned senior counsel, Mr. Gaurav Agarwal and Mr. Gopal Sankarnarayan, learned counsel, the Chairman and Members of the Committee have recommended the following measures which shall resolve the issues that

relates to indiscipline and possibility of stampede. The recommendations read as follows:-

"6(a) The barricade that exists coming towards the sanctum sanctorum of the temple from the Metro station side be permitted to be extended by the Police authorities up to the sanctum entry by using temporary structures, especially on Saturdays, Sundays, Ashtami and Navratras, so that devotee movement may be unhindered.

(b) The existing shops to be restricted to the perimeter of the walking paths without being allowed to jut into them.

Be it noted, these two suggestions have been stressed upon for the present.

Having heard learned counsel for the parties, we direct that the Delhi Police shall carry out the said suggestions treating them as directions of this Court with quite promptitude so that the discipline and cleanliness are maintained. Needless to emphasize, any kind of unruly attitude within the temple is impermissible and inconceivable.

As we have passed this order, it shall supersede any order passed by the High Court. Needless to say, the steps taken shall not affect the right, title and interest of any of the shop owners, for we are not inclined to deal with the right, title and interest of any shop owner in these special leave petitions.

List the matter in the last week of November, 2017.

(Chetan Kumar)  
Court Master

(Shakti Parkash Sharma)  
Assistant Registrar