

ITEM NO.501

COURT NO.1

SECTION IV-B

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 for Special Leave to Appeal (C) No. 30621/2011

(Arising out of impugned final judgment and order dated 15-07-2011 in CWP No. 13218/2009 passed by the High Court Of Punjab & Haryana At Chandigarh)

JARNAIL SINGH & ORS.

Petitioners

VERSUS

LACHHMI NARAIN GUPTA & ORS.

Respondents

WITH

SLP(C) No. 31735/2011 (IV-B)

SLP(C) No. 35000/2011 (IV-B)

SLP(C) No. 4831/2012 (XV)

(FOR ON IA 5/2016, FOR DIRECTION ON IA No. 9, FOR EXEMPTION FROM FILING O.T. ON IA 42764/2017, FOR ON IA 2/2015 and IA 3/2015 Application for impleadment and intervention, FOR EXEMPTION FROM FILING O.T. ON IA 4/2015, FOR DIRECTION ON IA 42763/2017)

SLP(C) No. 2839/2012 (IX)

SLP(C) No. 5860/2012 (IX)

SLP(C) No. 5859/2012 (IX)

SLP(C) No. 30841/2012 (IX)

SLP(C) No. 8327/2014 (IV-B)

SLP(C) No. 6915/2014 (IV-B)

SLP(C) No. 16710-16711/2014 (IV-B)

SLP(C) No. 33163/2014 (IV-B)

SLP(C) No. 23344/2014 (IV-B)

SLP(C) No. 23339-23340/2014 (IV-B)

SLP(C) No. 21343/2015 (XIV)

C.A. No. 4562-4564/2017 (XIV)

(FOR ON IA 1/2015 FOR ON IA 13/2017 and IA No.64344/2017-APPROPRIATE ORDERS/DIRECTIONS and IA No.64350/2017-APPROPRIATE ORDERS/DIRECTIONS)

SLP(C) No. 25191/2015 (XI)

(FOR STAY APPLICATION ON IA 6/2016, FOR EXEMPTION FROM FILING O.T. ON IA 7/2016, FOR PERMISSION TO FILE ANNEXURES ON IA 8/2016, FOR EXEMPTION FROM FILING O.T. ON IA 9/2016, FOR PERMISSION TO FILE ANNEXURES ON IA 10/2016, FOR PERMISSION TO FILE ANNEXURES ON IA 11/2017 and IA No.14723/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS)

C.A. No. 4880/2017 (XVI)

C.A. No. 4878-4879/2017 (XVI)

SLP(C) No. 31191/2015 (XI)

(FOR STAY APPLICATION ON IA 22/2016, FOR EXEMPTION FROM FILING O.T. ON IA 23/2016, FOR PERMISSION TO FILE ANNEXURES ON IA 24/2016, FOR

EXEMPTION FROM FILING O.T. ON IA 25/2016, FOR PERMISSION TO FILE ANNEXURES ON IA 27/2017 and IA No.6006/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS and IA No.9976/2018-CLARIFICATION/ DIRECTION)
C.A. No. 4876-4877/2017 (XVI)

C.A. No. 4881/2017 (XVI)

SLP(C) No. 33688/2015 (XI)

C.A. No. 4882/2017 (XVI)

CONMT.PET.(C) No. 314/2016 In SLP(C) No. 4831/2012 (XV)
(IA No. 3/2016-INTERVENTION APPLICATION)

C.A. No. 5247/2016 (IV-A)

C.A. No. 11817/2016 (IV-A)

C.A. No. 11816/2016 (IV-A)

C.A. No. 11820/2016 (IV-A)

T.P.(C) No. 608-609/2017 (XVI-A)

C.A. No. 4833/2017 (IV)

(IA No.60803/2017-PERMISSION TO APPEAR AND ARGUE IN PERSON)

C.A. No. 701-704/2017 (IV-A)

C.A. No. 11822-11825/2016 (IV-A)

C.A. No. 11837-11840/2016 (IV-A)

C.A. No. 11842-11845/2016 (IV-A)

C.A. No. 11829-11832/2016 (IV-A)

C.A. No. 11847-11850/2016 (IV-A)

C.A. No. 11828/2016 (IV-A)

CONMT.PET.(C) No. 11/2017 IN SLP(C) No. 19765/2015 @ SLP(C) No. 19765-19767/2015 (XIV)

CONMT.PET.(C) No. 13/2017 IN SLP(C) No. 19767/2015 @ SLP(C) No. 19765-19767/2015 (XIV)

(and IA No.110979/2017-CLARIFICATION/DIRECTION)

SLP(C) No. 10638/2017 (XIV)

S.L.P.(C)...CC No. 6821/2017 (IV-A)

(IA No. 1/2017-CONDONATION OF DELAY IN FILING)

SLP(C) No. 17491/2017 (IV-B)

SLP(C) No. 18844/2017 (IV-B)

(FOR ADMISSION and I.R. and IA No.50433/2017-CONDONATION OF DELAY IN FILING)

SLP(C) No. 19422-19423/2017 (IV-B)

(FOR ADMISSION and I.R. and IA No.48144/2017-CONDONATION OF DELAY IN FILING)

SLP(C) No. 24681/2017 (IV-B)

Diary No(s). 28776/2017 (XIV)

(FOR ADMISSION and I.R. and IA No.101068/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.101064/2017-PERMISSION TO FILE SLP/TP and IA No.112655/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS)

Diary No(s). 29066/2017 (XIV)

Diary No(s). 30189/2017 (IX)

(FOR ADMISSION and I.R. and IA No.108620/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.108623/2017-EXEMPTION FROM FILING O.T. and IA No.108613/2017-PERMISSION TO FILE SLP/TP and IA No.108619/2017-PERMISSION TO FILE LENGTHY LIST OF DATES)

Diary No(s). 31145/2017 (IV-B)

(IA No. 102076/2017-CONDONATION OF DELAY IN FILING)

SLP(C) No. 28446-28447/2017 (IX)

(FOR ADMISSION and I.R. and IA No.108765/2017-EXEMPTION FROM FILING O.T. and IA No.108766/2017-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.117968/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS and IA No.117972/2017-EXEMPTION FROM FILING O.T.)

SLP(C) No. 28306/2017 (IX)

(FOR ADMISSION and I.R. and IA No.108178/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.108183/2017-EXEMPTION FROM FILING O.T. and IA No.108180/2017-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.117758/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS and IA No.138253/2017-INTERVENTION APPLICATION)

Diary No(s). 33481/2017 (IX)

(FOR ADMISSION and I.R. and IA No.108493/2017-CONDONATION OF DELAY IN FILING and IA No.108495/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.108499/2017-EXEMPTION FROM FILING O.T.)

SLP(C) No. 30942/2017 (IX)

(FOR ADMISSION and I.R. and IA No.119346/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.119344/2017-EXEMPTION FROM FILING O.T.)

Diary No(s). 33488/2017 (IX)

(FOR ADMISSION and I.R. and IA No.109200/2017-EXEMPTION FROM FILING O.T. and IA No.109198/2017-PERMISSION TO FILE SLP/TP)

Diary No(s). 34271/2017 (IX)

Diary No(s). 34520/2017 (IX)

Diary No(s). 35324/2017 (IX)

Diary No(s). 35577/2017 (IX)

Diary No(s). 35818/2017 (XIV)

Diary No(s). 36305/2017 (IX)

(FOR ADMISSION and I.R. and IA No.123509/2017-CONDONATION OF DELAY IN FILING and IA No.123510/2017-EXEMPTION FROM FILING O.T. and IA No.123506/2017-PERMISSION TO FILE SLP/TP)

Diary No. 36377/2017 (IX)

(IA No.120283/2017-CONDONATION OF DELAY IN FILING and IA No.120294/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.120281/2017-PERMISSION TO FILE SLP/TP and IA No.120292/2017-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.120298/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS)

SLP(C) No. 31288/2017 (XIV)

(FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS ON IA 120779/2017)

Diary No. 38895/2017 (IX)

Diary No(s). 42413/2017 (IX)

(FOR ADMISSION and I.R. and IA No.69759/2018-CONDONATION OF DELAY IN FILING and IA No.69762/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.69765/2018-EXEMPTION FROM FILING O.T. and IA No.69761/2018-CONDONATION OF DELAY IN REFILEING and IA No.69768/2018-PERMISSION TO FILE LENGTHY LIST OF DATES)

Diary No(s). 619/2018 (IX)

Diary No(s). 969/2018 (IX)

Diary No. 971/2018 (IX)

Diary No. 1042/2018 (IX)

Diary No. 1046/2018 (IX)

Diary No. 1584/2018 (IX)

Diary No. 2677/2018 (IX)

Diary No. 7243/2018 (IX)

SLP(C) No. 16469/2018 (XIV)

(FOR ADMISSION and I.R. and IA No.72147/2018-CONDONATION OF DELAY IN FILING)

SLP(C) No. 18925/2018 (IV-B)

(FOR ADMISSION and I.R. and IA No.73026/2018-EXEMPTION FROM FILING O.T. and IA No.73023/2018-PERMISSION TO FILE SLP/TP and IA No.73025/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS)

Diary No(s). 22349/2018 (IV-B)

(FOR ADMISSION and I.R. and IA No.94761/2018-CONDONATION OF DELAY IN FILING and IA No.94765/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 16-08-2018 This matter was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MS. JUSTICE INDU MALHOTRA

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

Hearing resumed.

Mr. K.K. Venugopal, learned Attorney General for the Union of India concluded his arguments. Mr. P.S. Patwalia, learned senior counsel appearing for the States of Bihar and Tripura commenced his arguments, which remained inconclusive. He shall conclude the same within 10 minutes on the next date of hearing. As agreed to, Mr. B.H. Marlapalle, learned senior counsel for the petitioner in SLP(C) No. 35000/2011, Mr. Dinesh Dwivedi, learned senior counsel for the respondents in Civil Appeal Nos. 4562-4564/2017 and all other counsel

for the respondents shall not exceed the time beyond 7 minutes each. Ms. Indira Jaising, learned senior counsel for the petitioner in SLP(C) Diary No. 30189/2017 shall conclude her arguments within 20 minutes.

After the conclusion of the arguments, learned counsel for all the petitioners who are against the reference shall commence their arguments.

Learned counsel for the parties are permitted to produce their written notes on the next date of hearing.

Put up for further hearing on Wednesday, the 22nd August, 2018 at 10.30 a.m.

(Deepak Guglani)
Court Master

(H.S. Parasher)
Assistant Registrar