

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGSCriminal Appeal No(s). 1718/1995

STATE OF RAJASTHAN &amp; ANR.

Appellant(s)

VERSUS

LUNA RAM &amp; ORS.

Respondent(s)

(IA 2/2013 -FOR MODIFICATION OF COURT ORDER DT. 10.02.2011 AND IA No.60400/2017-CLARIFICATION/DIRECTION IN BILL OF COST 2/2006 IN CRIMINAL APPEAL NO. 1718/1995)

Date : 18-05-2018 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA  
HON'BLE MR. JUSTICE S. ABDUL NAZEER

Counsel appearing for  
the parties:-

Mr. Mahabir Singh, Sr. Adv.  
Gp.Capt. Karan Singh Bhati, Adv. (N.P.)  
Ms. Aishwarya Bhati, AOR (N.P.)  
Mr. T. Gopal, Adv.

Mr. J.M. Sharma, Sr. Adv.  
Mr. Bijan Ghosh, Adv.  
Mr. Varun Dewan, Adv.

Mr. S.S. Shamsbery, AAG, Rajasthan  
Mr. Amit Sharma, Adv.  
Mr. Sandeep Singh, Adv.  
Mr. Ankit Raj, Adv.  
Ms. Indira Bhakar, Adv.  
Mr. Rohit K. Singh, AOR

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

Heard the learned Senior counsel appearing for the parties.

Mr. Shekhar Naphade, learned Senior counsel, who has been appointed by us on the request made by the counsel for the parties to examine the issue with the assistance of parties as well as the Taxing Officer and arrive at a figure which is payable to the concerned counsel, filed a Report dated 17-5-2018, wherein para 11,

which is relevant is reproduced below:-

"I, therefore, recommend to this Hon'ble Court that Mr. Gupta is entitled to receive a total sum of Rs.48,01,979/- (Rupees Forty Eight Lakhs One Thousand, Nine Hundred and Seventy Nine only). I am further of the view that no Advocate should claim interest on bill amounts, especially in the case of bills relating to the Government. Therefore, I am not inclined to recommend grant of any interest."

Learned counsel appearing for the State as well as the learned counsel appearing for the applicant agreed with the amount arrived at by the learned Senior counsel.

In view of that, we direct the learned counsel appearing for the State of Rajasthan to pay the entire amount, as aforesaid, within a period of four weeks from today to Mr. Aruneshwar Gupta, learned counsel.

We express our appreciation to Mr. Shekhar Naphade, learned Senior counsel, who has spent his valuable time in making this recommendation.

Even though Mr. Naphade is not interested to receive any remuneration towards the hard work done by him but to recognize his service, we think an amount of Rs.2.5 lakhs be given to him for the service rendered by him. Mr. Naphade is not ready to receive the amount and suggests that the said amount may be given to the Supreme Court Bar Association for the welfare of its members.

Accordingly, we direct the learned counsel for the State to pay the said amount to the Supreme Court Bar Association for the welfare of its members.

Interlocutory Application is disposed of.

List the matter after Summer Vacation.

(VISHAL ANAND)  
COURT MASTER (SH)

(RAJ RANI NEGI)  
ASST.REGISTRAR