

ITEM NO.18

COURT NO.1

SECTION PIL-W

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

Writ Petition(s)(Civil) No(s).348/2022

BENAZEER HEENA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

IA No. 298784/2025 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 92420/2023 - EXEMPTION FROM FILING O.T.

IA No. 308678/2025 - INTERVENTION/IMPLEADMENT

IA No. 297603/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

WITH

W.P.(C) No. 603/2022 (PIL-W)W.P.(C) No. 878/2022 (PIL-W)

FOR AMENDMENT OF THE PETITION ON IA 29894/2023

IA No. 29894/2023 - AMENDMENT OF THE PETITION

W.P.(C) No. 928/2022 (PIL-W)

FOR ADMISSION

W.P.(C) No. 954/2022 (PIL-W)

FOR ADMISSION

W.P.(C) No. 995/2022 (PIL-W)

FOR EXEMPTION FROM FILING O.T. ON IA 171736/2022

IA No. 171736/2022 - EXEMPTION FROM FILING O.T.

W.P.(C) No. 351/2023 (PIL-W)

FOR ADMISSION

Diary No(s). 11826/2023 (II-A)

FOR CONDONATION OF DELAY IN FILING ON IA 74530/2023

FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
74531/2023IA No. 74531/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENTW.P.(C) No. 519/2023 (PIL-W)

Date : 03-12-2025 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE UJJAL BHUYAN

HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) Mr. Sandeep Singh, AOR
Mr. Ashwani Upadhyay, Adv.Mr. Vikrant Rana, Adv.
Dr. Sandeep Singh, Adv.

Mr. Aditya Sharma, AOR

Ms. Bharti Tyagi, AOR
Ms. Ranjana Singh, Adv.
Mr. Vikash Kumar, Adv.

Mr. Anantha Narayana M.G., AOR
Mr. Ashwani Kumar Upadhyay, Adv.

Mr. Ashutosh Dubey, AOR
Mr. Ashwini Upadhyay, Adv.
Ms. R.Dubey, Adv.
Mr. Amit P., Adv.
Mr. Abhishek C., Adv.
Mr. R.Bhardwaj, Adv.

Ms. Shobha Gupta, Adv.
Mr. Deepak Prakash, AOR
Mr. Sriram P., Adv.
Ms. Yogamaya M.G., Adv.
Ms. Jyoti Pandey, Adv.
Ms. Divyangna Malik, Adv.
Mr. Rahul Suresh, Adv.
Ms. Shivangi Rajawat, Adv.
Ms. Komal Sani, Adv.
Mr. Rahul Rajeev, Adv.
Mrs. Manshi Sinha, Adv.
Ms. Ridhika Singh, Adv.
Mr. Sankalp Tewari, Adv.
Mr. Azim Basheer, Adv.

Dr. Syed Rizwan Ahmed, Adv.
Mr. Pulkit Agarwal, AOR
Mr. Siddharth Jain, Adv.
Mr. Ravi Dev Dwivedi, Adv.
Mr. Sudhanshu Kaushesh, Adv.
Mr. Anubhav Lamba, Adv.
Mr. Sudhanshu Kumar, Adv.
Mr. Sandeep Mayure, Adv.
Mr. Shiv Prasad Salunke, Adv.
Mr. Rajat Kumar, Adv.
Mr. Sunando Raha, Adv.

Mr. Subhash Jha, Adv.
Mr. Siddharth Jha, Adv.
Mr. Anoop Prakash Awasthi, AOR
Mr. Shubham Dubey, Adv.
Mr. Rushikant Dash, Adv.
Ms. Jasleen Kaur, Adv.

Ms. Vandana Sharma, AOR

For Respondent(s) Mr. K.M. Nataraj, A.S.G.
 Mr. Sharath Nambiar, Adv.
 Mr. Vinayak Sharma, Adv.
 Mr. Rajat Nair, Adv.
 Mr. Kanu Agrawal, Adv.
 Ms. Sansriti Pathak, Adv.
 Mr. Rajan Kr. Chourasia, Adv.
 Ms. Shraddha Deshmukh, Adv.
 Mr. Shailesh Madiyal, Adv.
 Mr. Mayank Pandey, Adv.
 Mr. Vivek Narayan Sharma, Adv.
 Mr. Aman Mehta, Adv.
 Mr. Shiv Mangal Sharma, Adv.
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Mr. M R Shamshad, Sr.Adv.
 Mr. Arijit Sarkar, Adv.
 Mr. Shashank Singh, AOR
 Ms. Prapti Shrivastava, Adv.
 Mr. Shakeel Ahmed, Adv.

Mr. Pradeep Kr. Rai, Sr.Adv.
 Mr. Vineet Bhagat, Adv.
 Mr. Manoj Kr.Mishra, Adv.
 Ms. Farhat N., Adv.

Ms. Vanshaja Shukla, AOR
 Ms. Ankeet Appanna, Adv.
 Mr. Siddhant Yadav, Adv.

Mr. K.M. Nataraj, ASG
 Mr. Abhaid Parikh, AOR
 Mr. Vinayak Sharma, Adv.
 Ms. Devika Singh, Adv.

Mr. Farrukh Rasheed, AOR
 Ms. Shifa, Adv.

Ms. Madhumita Bhattacharjee, AOR
 Ms. Debarati Sadhu, Adv.
 Mr. Anant, Adv.
 Mr. Dhruv Bhalla, Adv.
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 Ms. Ritu Dubey, Adv.
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 Mr. C. Solomon, Adv.
 Mr. Nilamani Guha, Adv.
 Mr. Vikas Tiwari, Adv.

Mrs. Ruma Pathak, Adv.

Mr. Atulesh Kumar, AOR
Ms. Shweta Sinha, Adv.

Ms. Bharti Tyagi, AOR
Ms. Ranjana Singh, Adv.
Mr. Vikash Kumar, Adv.

Mr. Aditya Sharma, AOR

Mr. Talha Abdul Rahman, AOR
Mr. M Shaz Khan, Adv.
Mr. Sudhanshu Tewari, Adv.
Mr. Rafid Akhter, Adv.
Mr. Faizan Ahmed, Adv.

Ms. Goldy Goyal, Adv.
Mr. Harsh Gupta, Adv.

Md. Tahir M. Hakim, Adv.
Mr. Ejaz Maqbool, Adv.
Ms. Rashda Suhail, Adv.
Mr. Zain Maqbool, Adv.
Mr. Meeran Maqbool, Adv.
Mr. Saif Zia, Adv.
Mohd. Aqil Khan, Adv.

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

I.A. No.298784/2025 in W.P.(C) No.348/2022

1. Heard learned Senior Counsel/counsel for the parties.
2. Issue notice.
3. In the instant application, there are four prayers.
4. The first prayer pertains to consent of the father - respondent No.9 herein for issuance of passport of the minor child - Ali Nazir, who is four years old. Mr. M.R. Shamshad, learned Senior Counsel for respondent No.9 - father, very fairly states that a consent affidavit shall be given within one week to enable the petitioner-mother to apply and seek passport of the child.
5. We direct the Passport Authorities that subject to verification of the relevant documents, the passport shall be issued in favour of the child at the earliest.
6. The Management of St. Andrews World School, Siddharth

Vihar, Ghaziabad is directed to grant regular admission to the minor child - Ali Nazir, aged four years, in nursery class. If any consent letter from respondent No.9 - father is required, learned Senior Counsel graciously agrees to such consent letter.

7. The Branch Manager, Punjab National Bank, Pratap Vihar Branch, Ghaziabad is directed to open the bank account in the name of the minor child - Ali Nazir through his mother as the natural guardian. In this regard also, if there is any requirement for consent of the father under the Banking Rules/Regulations, Mr. M.R. Shamshad, learned Senior Counsel for the father, states that necessary consent shall be accorded.

8. Similarly, respondent No.9 - father also agrees to accord consent for updating the minor child, namely, Ali Nazir's Aadhar Card or any other consent that may be required for the purpose of academic and other pursuits of the child.

9. Considering the age, basic needs, schooling, medical care, and all other requirements of the minor child - Ali Nazir, respondent No.9 - father is directed to pay Rs.10,000/- (Rupees Ten Thousand) per month to him.

I.A. No.308678/2025 in W.P.(C) No.348/2022

10. This is an application filed on behalf of (i) Sharia Committee for Women, through its Joint Secretary, Ms. Afroz Fatima, and (ii) Dr. Neelam Hanif, Member, Sharia Committee for Women to implead them as party respondents in these proceedings.

11. Having heard learned counsel for the applicant(s) and on carefully perusing the averments made in the above-mentioned in the above-mentioned application, the same is allowed and the applicant(s) are ordered to be impleaded as party respondents.

12. Counter affidavit, if any, be filed within four weeks.

I.A. No.168885/2023 in W.P.(C) No.348/2022

13. Although this application already stands allowed by this

Court to the extent indicated in order dated 11.08.2025, on the oral request of learned counsel for the petitioner, the husbands of applicant Nos.2 to 6, namely, Faraz Danish Khan, Ahmed Mehboob Sheik, Mohd. Aijaz Abdul Kader, and Mohd. Faim Khan, respectively, are ordered to be impleaded as party-respondents in W.P.(C) No.348/2022.

14. Cause-title be amended accordingly.

15. Let notice be issued to the newly impleaded respondents, returnable on 21.01.2026.

16. Dasti, in addition, is permitted.

All matters

17. Meantime, all the pending applications for intervention/impleadment, which have not yet been allowed, are allowed to the extent that the applicants are permitted to assist this Court at the time of final hearing. They, however, need not file any counter affidavit. They can give their brief notes of submissions at the time of final hearing.

(SATISH KUMAR YADAV)
ADDITIONAL REGISTRAR

(PREETHI T.C.)
ASSISTANT REGISTRAR