

7.  
ITEM NO.204

COURT NO.5

SECTION PIL

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(s). 316 OF 2008

SURAT SINGH

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln(s) for directions,stay,interim directions)  
(FOR FINAL DISPOSAL)

WITH T.C.(C) NO.27 of 2011

CONMT.PET.(C) NO.47 of 2011 IN T.C.(C) NO.27 of 2011  
(FOR FINAL DISPOSAL)

Date: 27/09/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN  
HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s) Dr. Surat Singh, Adv.Petitioner-In-Person  
Mr. Sumit Jidani, Adv.  
Mr. Brajesh Kumar Singh, Adv.

(For NBA in WP 316/08)Mr. A.J. Bhambhani, Adv.  
Ms. Nisha Bhambhani, Adv.  
Mr. Triloki Nath Razdan,Adv.

For Respondent(s)  
(For CBI) Mr. Mukul Gupta,Sr.Adv.  
Mr. P.K. Dey,Adv.  
Mr. T.A. Khan,Adv.  
Mr. B.V. Balram Das,Adv.

(For UOI) Mr. P.P. Malhotra,ASG  
Mr. Gaurav Sharma,Adv.  
Mr. A. Deb Kumar,Adv.  
Mr. D.S. Mahra,Adv.  
  
Mr. B. Krishna Prasad,Adv.  
  
Mr. Sanjeev Sen,ADv.  
Mrs. Nandini gore,Adv.  
Mr. Kartik Bhatnagar,Adv.  
Mr. Abhishek Roy,Adv.  
Mrs. Manik Karanjawala,Adv.  
for M/S. Karanjawala & Co.  
  
Mr. V.K. Verma,Adv.  
  
Mr. Subramonium Prasad,Adv.  
  
Dr. Kailash Chand,Adv.  
  
Mr. Kamlendra Mishra,Adv.

(State of U.P.) Mr. Irshad Ahmad, AAG  
Mr. Gaurav, Adv.  
Mr. Abhisth Kumar,Adv.  
  
Mr. Praveen Agrawal,Adv.

Mr. Sudarshan Rajan, Adv.

(For Hindustan Times) Mr. Amit Anand Tiwari, Adv.  
Mr. Kushagra Pandey, Adv.  
Mr. Avinash Tripathy, Adv.

Mr. U.U. Lalit, Sr. Adv.  
Ms. Pallavi Langar, Adv.  
Ms. Megha, Adv.

for M/S. "Coac"

(For Intervenor in I.A.No.7/2013)  
Mr. G.V. Rao, Adv.  
Mr. A.K. Upadhyay, Adv.  
Mr. Ananth K. Vatsya, Adv.

(For NHRC) Ms. Shobha, Adv.  
Ms. Jyoti Rana, Adv.

(R.No.11) Mr. Varun Pareek, Adv.  
Mr. Varun Shankar, Adv.

(For NBA in TC(C)27/11) Mr. A.J. Bhambhani, Adv.  
Ms. Nisha Bhambhani, Adv.  
Mr. Triloki Nath Razdan, Adv.

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

List after four weeks. By then, Mr. P.P. Malhotra, learned Additional Solicitor General appearing for the Union of India will file the response given to the Central Government by different States.

I.A.No.5/2010 in W.P.(C)No.316/2008

This application is filed by Dr. Rajesh Talwar alleging that the respondents particularly 'Mail Today' has violated the orders passed by this Court not to give publicity to the Aarushi Murder Case.

'Mail Today' magazine has published two articles based on the Press interview by the high official of the Central Bureau of Investigation (CBI). However, in response to this application two affidavits have been filed: one by Mr. Aman Sharma, who was the Reporter and author of this article dated 4.6.2010 and second one by Mr. Manoj Madhavan, who was the authorised signatory for 'Mail Today' and they have stated in their affidavits that they had been completely ignorant of the orders passed by this Court and stated that articles were published without any intention to do any harm or malign the reputation of any person including the applicant Dr. Rajesh Talwar. Both of them have tendered their unconditional apology. The same is accepted. Mr. U.U. Lalit, learned senior counsel appearing for the said two Deponents undertakes that it will not be repeated in future.

One reply affidavit has also been filed by Mr. Chandan Mitra, Editor-in-Chief of the newspaper "The Pioneer" taking the same plea as taken by Deponents of 'Mail Today' and has tendered unconditional apology. In view of the order passed in 'Mail Today', the same order is required to be passed therein. The apology of Mr. Chandan Mitra is accepted and Mr. Sanjeev Sen, learned counsel appearing for the said deponent undertakes that it would not be repeated in future.

In view of the above, I.A.No.5/2010 stands disposed of.  
I.A.No.7/2013 in W.P.(C)No.316/2008

Mr. G.V. Rao, learned counsel appearing for the applicant prays for and is permitted to withdraw this IA with liberty to file fresh application, if so advised.

I.A.No.7/2013 is accordingly dismissed as withdrawn.

(O.P. Sharma)  
Court Master

(M.S. Negi)  
Court Master