

ITEM NO.102
part-heard

COURT NO. 9

SECTION IIA

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS
CRIMINAL APPEAL NO(s). 1255 OF 1999

PEOPLE'S UNION FOR LIBERTIES & ANR

Appellant (s)

VERSUS

STATE OF MAHARASHTRA & ORS

Respondent(s)

(With office report)

WITH APPEAL(CRL) NO. 1256 of 1999
(With office report)
APPEAL(CRL) NO. 1367 of 1999
(With office report)

Date: 05/3/2009 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE HARJIT SINGH BEDI

For Appellant(s)

CrI. A. 1255/99 Mr. Rohit Kumar, Adv. for
M/s. Parekh & Co.

CrI. A. 1256/1999 Mr. Aman Vachher, Adv.
Mr. Ashutosh Dubey, Adv.
Mr. P.N. Puri, Adv.
Ms. Reeta D. Puri, Adv.for
M/s K.L. Mehta & Co.

CrI. A. 1367/1999 Mr. S.B. Sanyal, Sr. Adv.
Mr. M.D. Adkar, Adv.
Mr. Braj K. Mishra, Adv.
Ms. Aparna Jha, Adv.
Mr. Vikram, Adv.
Mr. Vishwajit Singh, Adv.

For Respondent(s) Mr. Shekhar Naphade, Sr. Adv.
Mr. Ravindra Keshavrao Adsure, Adv. (N.P.)

CrI. A. 1255/1999 Mr. Sanjay Parikh, Adv.
NHRC Mr. Jitin Sahni, Adv.

2

NCT of Delhi Mr. Wasim Qadri, Adv.
Ms. Gargi Khanna, Adv.
Ms. Mukesh Verma, Adv. for
Ms. Anil Katiyar, Adv.

Bihar Mr. Manish Kumar, Adv. for
Mr. Gopal Singh, Adv.

Tripura Mr. Manish Kumar, Adv. for
Mr. Gopal Singh, Adv.

Arunachal Pradesh Mr. Anil Shrivastav, Adv.

State of Mizoram	Mr. K.N. Madhusoodhanan, Adv.
Assam	Mr. Avijit Roy, Adv. Mr. Ranjan Mazumdar, Adv. for M/s. Corporate Law Group.
Manipur	Mr. Khawairakpam Nobin Singh, Adv.
H.P.	Mr. Himinder Lal, Adv.
U.P.	Ms. Vandana Mishra, Adv. for Mr. G.V. Rao, Adv.
West Bengal	Mr. Tara Chand Sharma, Adv. Ms. Neelam Sharma, Adv.
Punjab	Mr. Kuldip Singh, Adv.
Arunachal Pradesh	Mr. Anil Shrivastav, Adv.
Ponducherry	Mr. V.G. Pragasam, Adv.
Kerala	Mr. G. Prakash, Adv.
Sikkim	Ms. Aruna Mathur, Adv.
Mizoram	Mr. K.N. Madhusoodhanan, Adv. Mr. M.K. Michael, Adv.
Karnataka	Mr. Amit Kumar Chawla, Adv. Mr. Sanjay R. Hegde, Adv.
A.P.	Ms. D. Bharathi Reddy, Adv.
Gujarat	Ms. Mamta Tushir, Adv. for Ms. Hemantika Wahi, Adv. Ms. Sunita Sharma, Adv. for Mr. D.S. Mahra, Adv.
For Intervenor	Mr. A.J. Bhambhani, Adv. Mr. Rajiv Mehta, Adv.

3

UPON hearing counsel the Court made the following

ORDER

Office report dated 2.3.2009 indicates that a number of states and Union Territories have not been served. Mr. Shekhar Naphade, learned senior counsel appearing for the State of Maharashtra submits that in pursuance of the order of this Court, standing counsel for all the States/Union Territories have been served and an affidavit of service in this regard has also been filed on 10.12.2008 which is on the record. Therefore, the service is complete.

From the record, it transpires that out of unserved States/Union Territories as mentioned in the office report, the standing counsel for Arunachal Pradesh, Punjab, Sikkim, West Bengal, Ponducherry are present in the court. Therefore, fresh notice need not be sent to them.

In the interest of justice, one more opportunity is granted to the State of Maharashtra to serve the standing counsel of remaining unserved States/Union Territories within one week.

Learned counsel appearing for the different State Governments/Union Territories are permitted to file their counter-affidavit within four weeks. Rejoinder, if any, be filed within two weeks' thereafter.

List this matter for further directions on 28.4.2009.

4

(Pardeep Kumar)
Court Master

(Neeru Bala Vij)
Court Master