

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

Writ Petition(s) (Civil) No(s). 473/2005

SAMPURNA BEHRUA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With application for exemption from filing OT and interim directions and modification and permission to file additional documents and office report)

Date : 05/02/2016 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR  
HON'BLE MR. JUSTICE R.K. AGRAWAL

For Petitioner(s)

Mr. Colin Gonsalves, Sr. Adv.  
Mr. Divya Jyoti Jaipurkar, Adv.  
Ms. Jyoti Mendiratta, Adv.

For Respondent(s)  
UOI

Mr. P.S. Patwalia, ASG  
Mrs. V. Mohana, Sr. Adv.  
Mr. S. Wasim A. Qadri, Adv.  
Ms. Sunita Sharma, Adv.  
Mr. Gaurav Sharma, Adv.  
Mr. Zaid Ali, Adv.  
Mr. S.S. Rawat, Adv.  
Mr. B.V. Balram Das, Adv.  
Mr. D.S. Mahra, Adv.  
Ms. Natasha Vinayak, Adv.  
Ms. Sushma Suri, Adv.

CBI

Ms. Vibha Dutta Makhija, Sr. Adv.  
Mr. S. Wasim A. Qadri, Adv.  
Mr. Shalinder Saini, Adv.  
Mr. B.V. Balaramdas, Adv.

NALSA

Ms. Indu Malhotra, Sr. Adv.  
Mr. Gagan Gupta, Adv.  
Mr. Ananta Prasad Mishra, Adv.

Assam

Mr. Riku Sarma, Adv.  
Mr. Navnit Kumar, Adv.  
Ms. Deepika, Adv.

Gujarat

Ms. Jesal Wahi, Adv.  
Ms. Hemantika Wahi, Adv.

	Ms. Puja Singh, Adv. Ms. Vinakshi Kadan, Adv.
Tripura	Mr. Gopal Singh, Adv. Mr. Rituraj Biswas, Adv. Ms. Varsha Poddar, Adv.
Bihar	Mr. Gopal Singh, Adv. Mr. Manish Kumar, Adv. Mr. Shreyas Jain, Adv. Ms. Varsha Poddar, Adv.
Uttarakhand	Mr. Jatinder Kumar Bhatia, Adv. Mr. Mukesh Verma, Adv.
J&K	Mr. Puneeth K.G., Adv. Ms. Astha Sharma, Adv. Mr. Sunil Fernandes, Adv.
Mizoram	Mr. Pragyan Sharma, Adv. Mr. Shikhar Garg, Adv.
M.P.	Mr. C.D. Singh, Adv. Ms. Sakshi Kakkar, Adv. Ms. Sylona Mohapatra, Adv.
Puducherry	Mr. V.G. Pragasam, Adv. Mr. Prabu Ramasubramanian, Adv.
Sikkim	Ms. Aruna Mathur, Adv. Mr. Avneesh Arputham, Adv. Mr. Yusuf Khan, Adv. Ms. Anuradha Arputham, Adv. Mr. Shobhit Nanda, Adv. For Arputham Aruna & Co.
U.P.	Mr. Gaurav Bhatia, Adv. Ms. Pragati Neekhara, Adv. Mr. Pawan Shree Aggarwal, Adv.
H.P.	Ms. Pragati Neekhara, Adv.
Tamil Nadu	Mr. B. Balaji, Adv. Mr. Sudhanshu, Adv.
A&N	Mr. K.V. Jagdishvaran, Adv. Ms. G. Indira, Adv. Mr. Anurag Kashyap, Adv.
W.B.	Mr. Harin P. Raval, Sr. Adv. Mr. Debjyoti Basu, Adv. Mr. Parijat Sinha, Adv.

Ms. Reshmi Rea Sinha, Adv.

Jharkhand Mr. Jayesh Gaurav, Adv.  
Mr. Ratan Kr. Choudhari, Adv.

A.P. Mr. Anil Shrivastav, Adv.  
Mr. Rituraj Biswas, Adv.

Nagaland Mr. Edward Belho, Adv.  
Ms. K. Enatoli Sema, Adv.  
Mr. Amit Kumar Singh, Adv.

Telangana Mr. S. Udaya Kumar Sagar, Adv.  
Mr. Krishna Kumar Singh, Adv.

Chhattisgarh Mr. Jugal Kishore Gilda, Adv.  
Mr. Aniruddha P. Mayee, Adv.  
Mr. A. Selvin Raja, Adv.

Punjab Mr. Ajay Bansal, AAG  
Mr. Gaurav Yadava, Adv.  
Mr. Kuldip Singh, Adv.

Chandigarh Mr. T.S. Doabia, Sr. Adv.  
Mr. M.S. Doabia, Adv.  
Mr. Sudarshan Singh Rawat, Adv.

Andhra Pradesh Mr. Guntur Prabhakar, Adv.  
Ms. Prerna Singh, Adv.

Maharashtra Mr. Mahaling Pandarge, AAG  
Mr. Nishant Katneshwarkar, Adv.

Manipur Mr. Sapam Biswajit Meitei, Adv.  
Ms. Linthoingambi Thongam, Adv.  
Mr. Naresh Kr. Gaur, Adv.  
Mr. Ashok Kr. Singh, Adv.

Mr. T.L.V. Ramachari, Adv.  
Mr. K.V.L. Raghavn, Adv.  
Mr. Hitesh Kumar Sharma, Adv.

Mr. Anuvrat Sharma, Adv.

Mr. Arun K. Sinha, Adv.

Mr. Avijit Bhattacharjee, Adv.

Mr. Balaji Srinivasan, Adv.

Mr. Parijat Sinha, Adv.

Mr. B.S. Banthia, Adv.  
Mr. G.N. Reddy, Adv.  
Mr. Jagjit Singh Chhabra, Adv.  
Mr. Khwairakpam Nobin Singh, Adv.  
Mr. Milind Kumar, Adv.  
Mr. Naresh Kr. Sharma, Adv.  
Mr. P.V. Dinesh, Adv.  
Mr. P.V. Yogeswaran, Adv.  
Mr. Radha Shyam Jena, Adv.  
Mr. Ranjan Mukherjee, Adv.  
Mr. Sibho Sankar Mishra, Adv.  
Mr. T. Harish Kumar, Adv.  
Mr. V.N. Raghupathy, Adv.  
Ms. Asha Gopalan Nair, Adv.  
M/s Corporate Law Group  
Ms. Kamini Jaiswal, Adv.  
M/s. Venkat Palwai Law Associates

UPON hearing the counsel the Court made the following

O R D E R

Applications on behalf of the States for exemption from personal appearance of the Chief Secretary are allowed.

Learned Additional Solicitor General has shown to us a status report as on 04<sup>th</sup> February, 2016. He says that he will file the status report on an affidavit. On perusal, the status report shows that no response has been received as yet to the questions raised by the Ministry of Women and Child Development of the Government of

India from Dadra & Nagar Haveli, Daman & Diu, Lakshadweep and Pondicherry as also from the States of Andhra Pradesh, Gujarat, Jharkhand, Kerala, Madhya Pradesh, Manipur and Rajasthan.

Learned counsel appearing on behalf of the States of Gujarat, Jharkhand, Kerala, Madhya Pradesh & Manipur state that whatever response is required to be given will be given on or before 8<sup>th</sup> February, 2016.

There is no appearance on behalf of Rajasthan. Under the circumstances, we direct the presence of the Chief Secretary of Rajasthan in this Court on 15<sup>th</sup> February, 2016. We would require a proper explanation as to why no response has been given.

Learned Additional Solicitor General should also give us the latest status with regard to existence of the State Commission for Protection of Child Rights for every State and Union Territory and its tenure.

List the matter on 15<sup>th</sup> February, 2016.

(Meenakshi Kohli)  
Court Master

(Jaswinder Kaur)  
Court Master