

ITEM NO.38

COURT NO.1

SECTION PIL(W)

S U P R E M E C O U R T O F
R E C O R D O F P R O C E E D I N G S

I N D I A

Writ Petition(s)(Criminal) No(s). 109/2003

NATIONAL HUMAN RIGHTS COMMISSION

Petitioner(s)

VERSUS

STATE OF GUJARAT & ORS.

Respondent(s)

(office report for directions)

Date : 22/02/2016 This petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE UDAY UMESH LALITMr. Harish N. Salve, Sr. Adv. (A.C.)
Mr. B.V. Desai, Sr. Adv. (A.C.)

For Petitioner(s)

Ms. Anitha Shenoy, Adv.

For Respondent(s)

(State of Gujarat)

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

(U.O.I.)

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Ms. Ranjana Narayan, Adv.
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Mr. Sarfraz Ahmed Siddiqui, Adv.
Ms. Satya Siddiqui, Adv.
Mr. D. S. Mahra, Adv.

Signature Not Verified

Digitally signed by
(St. of Chhattisgarh)

Mahabir Singh

Date: 2016.02.23

16:35:51 IST

Reason:

Mr. C. D. Singh, AAG

Mr. Udit A., Adv.

(State of Tripura)

Mr. Gopal Singh, Adv.
Mr. Rituraj Biswas, Adv.

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Ms. Varsha Poddar, Adv.

(Govt. of Puduchary)

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(St. of Himachal Pradesh) Mr. Suryanarayana Singh, Sr.AAG
Ms. Pragati Neekhara, Adv.

(St. of Tamil Nadu) Mr. M. Yogesh Kanna, Adv.
Mr. Jayant Patel, Adv.

Dr. Nafis A. Siddiqui, Adv.

Mr. V. N. Raghupathy, Adv.

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Mr. Gunnam Venkateswara Rao,AOR.

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

Heard.

By our dated 5th August, 2015, we had granted three months time to learned Principal Judge, City Civil & Sessions Court, Navrangpura, Ahmedabad, Gujarat, to complete the trial and pronounce the judgment in the case pending before him. Learned Amicus Curiae today points out that although the order, mentioned above, permits completion of the trial and pronouncement of the judgment, the Presiding Judge feels handicapped in pronouncing judgment since the said order does not refer to certain previous orders by which such

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pronouncement had been stayed. Learned Amicus points out that our order dated 5th August, 2015 ought to be taken to have been passed in modification of all previous orders passed by this Court to the contrary thereby clearing the decks for pronouncement of the judgment in the case, trial whereof stands concluded.

Mr. Tushar Mehta, learned Additional Solicitor General, appearing for the State of Gujarat, has no objection if a suitable clarification to that effect is granted by us.

We accordingly make it clear that learned Principal Judge, City Civil & Sessions Court, Navrangpura, Ahmedabad, Gujarat, shall be free to pronounce the judgment in the case pending before him and our Order dated 5th August, 2015 understood to be in modification of all previous orders that may have restrained the said court from proceedings with the matter. Time for pronouncement of the judgment by learned Principal Judge, City Civil & Sessions Court, Navrangpura, Ahmedabad, Gujarat, is extended by three months from today.

Two reports, submitted by SIT, are taken on record.

CrI.M.P. No.17500 of 2015 is accordingly allowed and

disposed off.

(MAHABIR SINGH)
COURT MASTER

(VEENA KHERA)
COURT MASTER