

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

WRIT PETITION (CRL.) NO(s). 109 OF 2003

NATIONAL HUMAN RIGHTS COMMISSION

Petitioner(s)

VERSUS

STATE OF GUJARAT & ORS. Respondent(s)
 (With appln(s) for directions,impleading party,
 intervention,modification of Court's Order,exemption from
 filing O.T.,impleadment and office report)(For Final Disposal)

WITH

W.P(CRL.) NO. 37-52 of 2002
 (With appln.(s) for amendment of the petition and c/delay in
 filing rejoinder and c/delay in filing reply and directions and
 exemption from appointment of official translator and exemption
 from filing O.T. and impleadment and interim directions and
 permission to file additional affidavit and permission to file
 additional documents and permission to submit additional
 document(s) and office report)

SLP(C) NO. 7951 of 2002
 (With appln.(s) for exemption from filing c/c of the impugned
 judgment and permission to place addl.documents on record)

W.P(CRL.) NO. 118 of 2003
 (With appln.(s) for directions and interim relief and exemption
 from filing O.T. and office report)

T.P.(CRL) NO. 194-202 of 2003 & 326-329 of 2003
 (With appln.(s) for bail and directions and exemption from
 filing O.T. and impleading party and permission to file
 affidavit and permission to place addl. documents on record and
 permission to submit addl. documents and stay and office
 report)

W.P(CRL.) NO. 216 of 2003

Signature Not Verified

W.P(CRL.) NO. 284 of 2003

Digitally signed by

Charanjeet Kaur

Date: 2014.08.27

(With office report)

16:39:54 IST

Reason:

SLP(Crl) NO. 4409 of 2003
 (With appln.(s) for stay)

W.P(CRL.) D NO.17953 of 2003
 (With office report)

T.P.(CRL) NO. 43 of 2004

(With appln.(s) for stay and exemption from filing O.T. and office report)

T.P.(CRL) NO. 66-72 of 2004

(With appln.(s) for permission to file T.P. and stay and directions and taking addl.documents on record and permission to submit addl.documents)

SLP(CRL.)NO.5309/2003

(With appln.(s) for c/delay in filing SLP and exemption from filing c/c of the impugned judgment and exemption from filing O.T. and directions and exemption from appointment of official translator and office report)

T.P.(CRL.)NOS.233-234/2004

(With appln.(s) for stay and office report)

Date:26/08/2014 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI
HON'BLE MR. JUSTICE M.Y. EQBAL

Mr. Harish N Salve, Sr. Adv. (A.C.)

Mr. Bhargava V Desai, Adv. (A.C.)

For Petitioner(s)/
Respondent(s)

Ms. Anitha Shenoy, Adv.

Ms. Shobha, Adv.

Mr.Mrigank Prabhakar, Adv.

Mr. Ejaz Maqbool, Adv.

Ms. G. Indira, Adv.

Mr. Naveen R. Nath, Adv.

M/S. Lawyer'S Knit & Co, Advs.

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In-Person (NP)

Ms. Aparna Bhat, Adv.

Ms. Priyambabda Mishra, Adv.

Ms. Tanima Kishore, Adv.

Mr. P. Ramesh Kumar, Adv.

Mr. Mukesh K. Giri, Adv

Mr. Ansar Ahmad Chaudhary, Adv

Mr.Khwairakpam Nobin Singh, Adv

Mr. Ranjan Mukherjee, Adv

Mr. Gopal Singh, Adv.

Mr Vinay Kumar Garg , Adv

Ms. Anitha Shenoy , Adv

Mr. Anil Shrivastav, Adv.

Mr. Rituraj Biswas, Adv.

Mr. V.N. Raghupathy, Adv

Mr. R. Sathish, Adv

Mr. Tushar Mehta, ASG
Ms. Hemantika Wahi, Adv.

Mr. A Mariaputham, Sr. Adv.
Ms. Ranjana Narayan, Adv.
Mr. B.K. Prasad, Adv.
Mr. S Wasim A Qadri, Adv.
Mr. Zaid Ali, Adv.
Ms. Satya Siddiqui, Adv.
Mr. S.A. Siddiqui, Adv.
Mr. S.K. Mishra, adv.
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Ms. Sushma Suri, Adv.
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Ms. Liz Mathew, Adv

Mr. Jayant K Sud, AAG
Ms. Jasleen Chahal, Asst. A.G.
Mr. Kuldip Singh, Adv

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Dr. Nafis A. Siddiqui, Adv
Mr. Jayesh Gaurav, Adv.
Mr. Gopal Prasad Adv

Mr. C.D. Singh, Adv

Mr. P.V. Dinesh, Adv

Mr. Navnit Kumar, Adv.
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Mr. Ravi Prakash Mehrotra, Adv

Mr. Gunnam Venkateswara Rao, Adv

Mr. V.G. Pragasam, Adv.
Mr. S.J. Aristotle, Adv.
Mr. Prabhu Ramasubramanian, Adv.

Mr. Radha Shyam Jena, Adv

Dr. Kailash Chand, Adv.

Mr. Sibho Sankar Mishra, Adv.

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Mr. Lalit Chauhan, Adv.
Mr. Ekansh Mishra, Adv.
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for M/s. Parekh & Co., Advs.

Dr. Meera Agarwal, Adv.

Mr. Annam D.N. Rao, Adv.

Mr.E.C.Agrawala, Adv.

Mr. Suryanarayana Singh, A.A.G.
Ms. Pragati Neekhra, Adv.

Mr. Kamal Mohan Gupta, Adv.

Mr. Anip Sachthey, Adv.
Mr. Mohit Paul, Adv.
Mr. Shagun Matta, Adv.
Mr. Saakaar Sardana, Adv.

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Mr. A. Mariarputham, A.G.
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Mr. Yusuf Khan, Adv.
for M/S Arputham, Aruna & Co., Adv.

Mr. Sapam Biswajit Meitei, Adv.
Mr. Ashok Kr. Singh, Adv.

Mr. Naresh K Sharma, Adv.

Mr. Tara Chandra Sharma, Adv.

Mr. K.R. Sasiprabhu, Adv.

Mr. Bimal Roy Jad, Adv.

Mr. Sanjay R Hegde, Adv.

Mr. S.N. Bhat, Adv.

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

We have perused the progress report dated
31.05.2014, which is taken on record. The Registry
is directed to keep the aforesaid report in sealed
cover and in the custody of the Secretary General of
this Court forthwith.

Insofar as Case No. C.R. 26 of 2002 is
concerned, we are informed by Shri Harish N. Salve,
learned Amicus Curiae that the matter was argued and
reserved for judgment by the learned District and
Sessions Judge but thereafter the learned Judge is
transferred and new learned Judge has taken over.
Therefore, the learned Amicus Curiae submits that the
matter requires to be re-heard by the new learned

Judge.

In view of the above, we now direct the learned District and Sessions Judge to re-hear the arguments of all the learned counsels in Case No. C.R. 26 of 2002 as expeditiously as possible and pronounce the judgment within an outer limit of three months' time from today.

We permit Shri Salve to file an appropriate application before this Court after serving the same on Ms. Aparna Bhat and learned counsel for the State of Gujarat.

List the matter on 16.09.2014 at 3: 30 p.m.

[Charanjeet Kaur]
Court Master

[Vinod Kulvi]
Asstt. Registrar