

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). 310 OF 2005

BHIM SINGH

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(with appln.(s) for permission to intervene in the writ petition and c/delay in filing detailed affidavit in pursuance to the [direction of this Hon'ble Court] dated 20.4.2007 and modification of Court's order and modification/clarification and c/delay in filing counter affidavit and clarification/[modification of Court's order and] permission for seeking the transfer case and office report)

WITH

W.P(CRL.) NO. 82 of 2010

W.P(CRL.) NO. 94 of 2008

(With appln.(s) for recalling the Court's order and officer report)

Date: 11/11/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE H.L. GOKHALE

Counsel for the parties

Mr. Bhim Singh, petitioner-in-person
Mr. Sanjeev Tayal, Adv.
Mr. P.V. Yogeswaran, Adv.
Mr. B.S. Billowria, Adv.
Ms. Ritu Puri, Adv.

Mr. Tameem Hashmi, Adv. (A.C.)

Mr. Satish Vig, Adv.

Mr. Colin Gonsalves, Sr. Adv.
Ms. Jyoti Mendiratta, Adv.
Ms. Jayshree Satpute, Adv.
Ms. Kamini Jaiswal, Adv.

Mr. Arun K. Sinha, Adv.

UOI

Ms. Binu Tamta, Adv. for
Mr. S.N. Terdal, Adv.

NCT of Delhi

Mr. S. Wasim A. Qadri, Adv.
Mr. Vikas Bansal, Adv.
Mr. C.K. Sharma, Adv.
Mrs. Anil Katiyar, Adv.

Mr. Anil K. Jha, Adv.

Mr. Anis Suhrawardy, Adv.

Mr. Chandra Prakash Pandey, Adv.

State of U.P. Mr. Ratnakar Dash, Sr. Adv.
Mr. Pradeep Misra ,Adv.
Mr. Suraj Kumar, Adv.

Mr. Ameet Singh, Adv. for
Mr. Praveen Swarup ,Adv.

Mr. Javed Mahmud Rao ,Adv.

State of Jharkhand Mr. Ratan Kumar Choudhuri ,Adv.
Mr. Brahmajeet Mishra, Adv.
Mr. Akshay Skhula, Adv.

Mr. Arun Kumar Beriwal ,Adv.

Ms Archana Pathak Dave, Adv.
Mr. Milind Kumar ,Adv.
Mr. Vivekananda Misra, Adv.

Mr. Vipin Kumar Jai ,Adv.

State of J & K Mr. Sunil Fernandes, Adv.
Ms. Astha Sharma, Adv.
Mr. Suhaas Joshi, Adv.

State of Punjab Mr. Anil Grover, AAG
Ms. Noopur Singhal, Adv. for
Mr. Kuldip Singh, Adv.

Mr. Satish Vig, Adv.

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

W.P. (Crl.) Nos. 310/2005 and W.P. (Crl.) No. 82/2010:

Further time of two weeks is sought by Ms. Binu

Tamta, learned counsel for the Union of India for
filing an additional affidavit indicating the present
status of foreign nationals remaining to be
repatriated and updating the statement made in the
additional affidavit dated August 2, 2011.

At this stage, Mr. Colin Gonsalves, learned senior
counsel submits that the protocol concerning
repatriation and release of foreign nationals needs to
be revised by the Government of India. He submits that
it would be appropriate if, in the additional affidavit
to be filed now by the Union of India, details of the
revised protocol are given.

Two weeks' time is granted to the Union of India
for the above purpose.

Mr. Bhim Singh- petitioner in person also submits that four female prisoners namely; (1) Baby Hina d/o Saif-Ur-Rehman (2) Fatima Saddique d/o Choudhary Mohd. Saddique (3) Hajra Mohammad Mamta w/o Saddique (4) Mahajabeena d/o Ghulam Rasool have been languishing in different jails unattended and without trial for many years.

We direct Ms. Binu Tamta, learned counsel for the Union of India to furnish the present status of these four female prisoners in the additional affidavit and show cause why they should not be repatriated to their country without any further delay.

Writ Petition (Crl.) No. 94 of 2008:

Writ Petition is disposed of in terms of signed order.

(Pardeep Kumar) (Renu Diwan)
Court Master Court Master
[SIGNED ORDER IN W.P. (CRL.) 94/2008 IS PLACED ON THE FILE]

IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION

WRIT PETITION (CRL.) No. 94 OF 2008

MD. TARIQ GUJJAR ... PETITIONER(S)

Versus

STATE OF J&K AND ANOTHER ... RESPONDENT(S)

O R D E R

Mr. Sunil Fernandes, learned counsel for the state of Jammu & Kashmir submits that the petitioner - Md. Tariq Gujjar has been deported on February 4, 2011. He submits that an affidavit in this regard has already been filed.

In view thereof, nothing remains in this Writ Petition.

Writ Petition stands disposed of.

.....J.
(R.M. LODHA)

.....J.
(H.L. GOKHALE)

NEW DELHI
NOVEMBER 11, 2011.