

ÄITEM NO.1

Court No.2

SECTION X

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). 175 OF 2005

SURAM CHAND

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.  
(With office report )

Respondent(s)

Date: 20/08/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR  
HON'BLE MR. JUSTICE A.K. PATNAIK

For Petitioner(s)

Prof. Bhim Singh, Adv.  
Mr. D.K. Garg, Adv.  
Mr. A.K. Bhardwaj, Adv.  
Mr. B.S. Billouria, Adv.  
Mr. P.V. Yogeswaran, Adv.

For Respondent(s)  
for U.O.I.

Ms. Indira Jaising, ASG  
Ms. Indra Sawhney, Adv.  
Mr. C.K. Sharma, Adv.  
Mr. S.N. Terdal, Adv.  
Ms. Sushma Suri, Adv.

Mr. Anis Suhrawardy ,Adv.-on-record.

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Mr. Nikhil Majithia, Adv.  
Mr. Praveen Swarup, Adv.

State of U.P.

Mr. Ratnakar Dash, Sr. Adv.  
Mr. Rajeev K. Dubey, Adv.  
Mr. Kamendra Mishra, Adv.  
Mr. Praveen Swarup, Adv.-on-Record.

Mr. Sunil Fernandes, Adv.  
Ms. Renu Gupta, Adv.  
Mr. Sidhan Goel, Adv.  
Mr. Vikrant Nagpal, Adv.

Mr. Anil K. Jha ,Adv.-on-record

Mr. Ratan Kumar Choudhuri ,Adv.-on-record.

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

Pursuant to our order passed on 6th instant,  
learned ASG, Ms. Indira Jaising has produced a  
copy of the letter dated 19th August, 2010, written  
by the Deputy Secretary to the Government of India,  
in the Ministry of Home Affairs, from which it  
appears that Waqar Shah was not only provided with

the Consular Access on 15th July, 2010 at the Central Jail in Tihar, but Ministry of External Affairs has been requested on 4th August, 2010, to take up the matter with the Pakistan High Commission. It has also been indicated that as soon as the travel documents were received, necessary action would be taken to repatriate him.

As far as Abdul Hayya Malik is concerned, the information received from the Government of Jammu & Kashmir, is that his sentence is to be completed by 3rd January, 2012, and that since his travel papers have been received from the Pakistan High Commission, he would be repatriated as soon as he completes his sentence.

Let the copy of the letter produced by learned ASG, be kept on the records.  
(Sheetal Dhingra) (Juginder Kaur)  
Court Master Court Master