

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

Petition(s) for Special Leave to Appeal (Civil) No(s).25237/2010

(From the judgement and order dated 21/08/2009 in CMWP No.15440/1998 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

ABHAY SINGH

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and intervention, permission to file additional documents, permission to file additional affidavit and c/delay in filing affidavit and correction of pleadings and office report )

WITH

SLP(C) NO. 23984 of 2010

(With appln.(s) for exemption from filing O.T. and urging addl. grounds and permission to file addl. affidavit and with prayer for interim relief and office report)

Date: 03/09/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE V. GOPALA GOWDA

For Petitioner(s)

Mr. Harish N. Salve, Sr. Adv.  
Mr. Sushil Kumar Jain, Adv.

For Respondent(s)

Mr. Mohan Parasaran, SG  
Mr. Farrukh Rasheed, Adv.

For NCT of Delhi

Ms. Supriya Juneja, Adv.  
Mr. Sunita Sharma, Adv.

For State of Punjab

Mr. Ajay Bansal, AAG  
Mr. Pardaman Singh, Adv.  
Mr. Gaurav Yadav, Adv.

For State of Sikkim

Mrs. Aruna Mathur, Adv.  
Mr. Yusuf, Adv.  
Mrs. Vishi, Adv.

For State of  
Uttarakhand

Mr. Abhishek Atrey, Adv.  
Mr. Prateek Dwivedi, Adv.

For State of Andhra  
Pradesh

Mr. Koka Raghava Rao, Sr. Adv.  
Mr. G.N. Reddy, Adv.

For State of H.P.

Mr. Suryanarayana Singh, Adv.  
Ms. Pragati Neekhara, Adv.

For State of Haryana

Mr. Manjit Singh, AAG  
Mr. Tarjit Singh, Adv.

For State of U.P.

Dr. Rajeev Dhawan, Sr. Adv.  
Mr. Gaurav Bhatia, AAG  
Mr. Ravi P. Mehrotra, Adv.  
Mr. Gautam Talukdar, Adv.  
Mr. Abhikalp Pratap Singh, Adv.

For State of Rajasthan Mr. Milind Kumar, Adv.

For State of Assam Mr. Navnit Kumar, Adv.

For State of Nagaland Mrs.K.Enatoli Sema, Adv.  
Mr.Amit Kumar Singh, Adv.

For State of Gujarat Ms.Hemantika Wahi, Adv.  
Ms.Nandani Gupta, Adv.  
Ms. Subhada Deshpande, Adv.

For State of Bihar Mr.Manish Kumar, Adv.

For State of Tripura Mr.Ritu Raj Biswas, Adv.

For Govt. of Puducherry Mr.V.G.Pragasam, Adv.  
Mr.S.J.Aristotle, Adv.  
Mr.Prabu Ramasubramaniam, Adv.

For State of Arunachal Pradesh Mr.Rituraj Biswas, Adv.

For State of Odisha Mr.Shibashish Misra, Adv.  
Mr.Suvinay Dash, Adv.

For State of M.P. Mr.Mishra Saurabh, Adv.

For State of J&K Ms. Astha Sharma, Adv.  
Mr. Raghav Chadha, Adv.

For State of Karnataka Mr. V.N. Raghupathy, Adv.

For State of W.B. Mr. Kalyan Kr. Bandopadhyay, Sr. Adv.  
Mr. Anip Sachthey, AOR

For State of Jharkhand Mr.Jayesh Gaurav, Adv.  
Mr.Gopal Prasad, Adv.

For State of Chhatisgarh Mr.C.D.Singh, Adv.  
Mr. Abhimanyu Singh, Adv.  
Mr. Anshuman Shrivastava, Adv.

For State of T.N. Mr.B.Balaji, Adv.

For State of Manipur Mr.Sapam Biswajit M., Adv.  
Mr.Kh.Nobin Singh, Adv.

For State of Goa Mr.Siddharth Bhatnagar, Adv.  
Mr.Pawan Kr.Bansal, Adv.  
Mr.T.Mahipal, Adv.

For State of Maharashtra Mr. Shankar Chillarge, Adv.  
Ms. Asha G.Nair, AOR

For Andaman and Nicobar Admn. Mr.Balasubramaniam, Adv.  
Mr.K.V.Jagdishvaran, Adv.  
Mrs.G.Indira, Adv.

For State of Meghalaya Mr.Ranjan Mukherjee, Adv.  
Mr.T.M.Singh, Adv.

For State of Kerala Mr.Ramesh Babu M.R., Adv.

For UT of Chandigarh Mr. Jatinder Kumar Bhatia, Adv.

For State of Mizoram Mr. Pragyan Pradip Sharma, Adv.  
Mr. Heshu Kayina, Adv.

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

Shri Harish Salve, learned senior counsel appearing for the petitioner handed over written note along with a print of the message given by the President of the Constituent Assembly on 15.08.1947.

The learned Solicitor General also made available short note on behalf of the Union of India.

After going through the short note made available by the learned Solicitor General, Shri Salve submitted that he will handover supplementary note within two days.

During the course of hearing, Shri Salve handed over a printed sheet containing programmes sent by one Shri Narender Kumar Sharma, Additional District and Sessions Judge, Special Judge (PC Act) -02, Tis Hazari Courts, Delhi to Additional Director General of Police(Security), Punjab demanding that the latter should make security arrangements with Pilot and Escort for the visit of the Special Judge to Punjab.

The Registry is directed to send a copy of this note to the Registrar General of the Delhi High Court who shall place the same before the Chief Justice/Judge In-charge (Protocol) so that they may become aware of the misuse of the position by an officer of the Superior Judicial Service.

Shri Ajay Bansal, learned Additional Advocate General for the State of Punjab, who is present in the Court, says that at least this time no heed will be paid to the request sent by the learned Additional District and Sessions Judge.

For consideration of the issue relating to providing security to various persons, the matter is adjourned to 26.09.2013.

[ Parveen Kr. Chawla ]  
Court Master

[ Phoolan Wati Arora ]  
Court Master