

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 permission to file additional documents and exemption from filing O.T. and correction of pleadings and permission to file additional affidavit and c/delay in filing affidavit and with office report)

WITH SLP(C) NO. 23984 of 2010

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

Date: 03/04/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR JUSTICE KURIAN JOSEPH

For Petitioner(s) Mr.Harish N.Salve, Sr.Adv.
Mr. Sushil Kumar Jain, Adv.
Mr.Anurag Gohil, Adv.

For Respondent(s) Mr.Sidharth Luthra, ASG
For NCT of Delhi Ms.Rashmi Malhotra, Adv.
Ms.Supriya Juneja, Adv.
Ms.Sunita Sharma, Adv.
Mr. D.S. Mahra, Adv.

For MOH Ms.Indira Jaisingh, ASG
Mr.Aman Ahluwalia, Adv.
Mr.Farrukh Rasheed, Adv.
Ms.Supriya Jain, Adv.
Mr.B.K.Prasad, Adv.

For State of Punjab Mr.Sidharth Luthra, ASG
Mr.Ajay Bansal, AAG
Mr.B.Chander, Adv.
Mr.Kuldip Singh, Adv.
Mr.Gaurav Yadav, Adv.

For State of Uttarakhand Mr.Rakesh Diwedi, Sr.Adv.
Mr.Abhishek Atrey, Adv.
Mr.Prateek Dwivedi, Adv.

For State of Raj. Mr.Jasbir Singh Malik, AAG
Ms.Pragati Neekhara, Adv.

For State of Haryana Mr.Manjit Singh, AAG
Mr.Tarjit Singh, Adv.
Mr.Kamal Mohan Gupta, Adv.

For State of Mah. Mr.Shankar Chillarge, AAG
Ms. Asha Gopalan Nair, Adv.

For State of U.P. Mr.Gaurav Bhatia, AAG
Mr.Anuvrat Sharma, Adv.

For State of H.P. Mr.Suryanaryana Singh, AAG
Ms.Pragati Neekhara, Adv.

For State of T.N. Mr.Subramoniam Prasad, AAG
Mr.B.Balaji, Adv.
Mr.R.Rakesh Sharma, Adv.
Mr.T.Mouli Mahendran, Adv.
Mr.P.Krishnamoorthy, Adv.

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

For State of Assam Mr.Riku Sarma, Adv.
Mr.Navnit Kumar, Adv.

For State of Andhra Pradesh Mr.Koka Raghava Rao, Sr.Adv.
Mr.G.N.Reddy, Adv.
Mr.Debojit, Adv.

For State of Chhattisgarh Mr.Atul Jha, Adv.
Mr.Sandeep Jha, Adv.
Mr. Dharmendra Kumar Sinha, Adv.

For State of J & K Mr.Sunil Fernandes, Adv.
Ms.Astha Sharma, Adv.
Ms.Insha Mir, Adv.
Ms.Renu Gupta, Adv.

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

For State of Odisha Mr.Shibashish Misra, Adv.

For State of Manipur Mr.Khwairakpam Nobin Singh, Adv.

For State of W.B. Mr.Bikas Kar Gupta, Adv.
Mr.Avijit Bhattacharjee, Adv.
Ms.Sarbani Kar, Adv.

For UT of Puducherry Mr.V.G.Pragasam, Adv.
Mr.S.J.Aristotle, Adv.
Mrs.Prabu Ramasubramanian, Adv.

For State of M.P. Mr.Mishra Saurabh, Adv.
Mr. Gunnam Venkateswara Rao, Adv.

For RR No.6 Mr. Sunil Kumar Jain, Adv.
Mr.Sachin Sharma, Adv.
Ms. Anuradha Mutatkar, Adv.

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

For State of Gujarat Ms.Hemantika Wahi, Adv.
Mr.Aakarshan Aditya, Adv.

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

For State of Nagaland Mrs.K.Enatoli Sema, Adv.

For State of Sikkim Mr.A.Mariarputham, Sr.Adv.
Mrs.Aruna Mathur, Adv.
Mr.Yusuf Khan, Adv.

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

For State of Bihar Mr. Gopal Singh, Adv.
Mr.Manish Kumar, Adv.
Mr.Chandan Kumar, Adv.

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

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

Karnataka

For State of Mr.Ranjan Kumar Mukherjee, Adv.
Meghalaya Mr.Tayenjam Momo Singh, Adv.

Mr. Balaji Srinivasan, Adv.

Mr. Shreekant N. Terdal, Adv.

UPON hearing counsel the Court made the following

O R D E R

Shri Harish N.Salve, learned senior counsel for the petitioner, submitted a note and made detailed submissions on the following three questions:

1. Whether the use of beacons red-light and sirens by persons other than high constitutional functionaries is lawful and constitutional?

2. Whether the provision of security to persons other than the constitutional functionaries without corresponding increase in sanctioned strength and without a specific assessment of threat is lawful and constitutional?

3. Whether the closure of roads for facilitating movement of VIPs is lawful and constitutional?

For completion of arguments of Shri Salve and submissions of other learned counsel, the cases are adjourned for 04.04.2013.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master