

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGSSMW (CRL.) NO(S).4/2021

IN RE POLICY STRATEGY FOR GRANT OF BAIL

Petitioner(s)

VERSUS

Respondent(s)

([TO BE TAKEN UP AT 2.00 P.M.]

MR. GAURAV AGRAWAL, ADV. IS AMICUS CURIAE

(IA NO.132106/2022-EXEMPTION FROM FILING O.T., IA NO.203407/2022-INTERVENTION APPLICATION, IA NO.203408/2022-APPROPRIATE ORDERS/DIRECTIONS, IA NO.27999/2024-INTERVENTION/IMPLEADMENT, IA NO.28005/2024-APPROPRIATE ORDERS/DIRECTIONS AND IA NO.164210/2024-EXEMPTION FROM FILING O.T.)

WITH

SLP(Crl) No. 529/2021 (II-C)

(IA NO.21806/2024-PERMISSION TO FILE APPLICATION FOR DIRECTION, IA NO.21807/2024-EXEMPTION FROM FILING O.T., IA NO.119551/2024-INTERVENTION/IMPLEADMENT, IA NO.125257/2024-CLARIFICATION/DIRECTION, IA NO.125258/2024-ANTICIPATORY BAIL AND IA NO.173609/2024-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

(FOR ADMISSION AND I.R AND MR. NEERAJ KUMAR JAIN, SR. ADVOCATE (A.C.), MR. GAURAV AGRAWAL, ADVOCATE FOR NATIONAL LEGAL SERVICES AUTHORITY, MS. RASHMI NANDAKUMAR, ADVOCATE FOR NALSA, MR. DEVANSH A. MOHTA, ADVOCATE (A.C.), MR. ABHIMANYU TEWARI, ADVOCATE FOR STATE OF ARUNACHAL PRADESH, MR. YOGESH KANNA, ADVOCATE FOR STATE OF TAMIL NADU, MR. CHANCHAL K. GANGULI, Advocate for STATE OF WEST BENGAL, MR. SAMIR ALI KHAN, Advocate for State of Bihar, MR. MILIND KUMAR, ADVOCATE FOR STATE OF RAJASTHAN, MAHFOOZ A NAZKI FOR STATE OF ANDHRA PRADESH, MR. SACHIN PATIL FOR STATE OF MAHARASHTRA, MR. D.L CHIDANANDA FOR STATE OF KARNATAKA, MR. PRADEEP MISRA, ADVOCATE FOR STATE OF UP, MR. M.K MARORIA FOR ANDAMAN AND NICOBAR ISLANDS, MR. HARSHAD V HAMEED FOR STATE OF KERALA, MR. SHOVAN MISHRA, ADVOCATE FOR STATE OF ODISHA, DR. MONIKA GUSAIN, ADVOCATE FOR STATE OF HARYANA AND MR. ABHINAV MUKERJI, ADVOCATE FOR STATE OF HIMACHAL PRADESH, Mr. Aaditya Aniruddha Pande, Advocate for State of Maharashtra, Mr. Pukhrambam Ramesh Kumar, Advocate for State of Manipur, Ms. Swati Ghildiyal, Advocate for State of Gujarat, Mr. Shuvodeep Roy, Advocate for State of Assam, Mr. Pashupatinath Razdan, Advocate for State of MP., Ms. K. ENATOLI SEMA, ADVOCATE FOR STATE OF NAGALAND, Mr. Shirin Khajuria, Advocate for State of Goa, Mr. Sameer Abhyankar, Advocate for the State of Sikkim, Ms. Vishakha, Advocate for High Court of Gujarat and Mr. Bhavana

Duhoon, Advocate for State of Goa, Ms. Rooh-e-Hina Dua, Advocate for State of Punjab, Ms. Devina Sehgal, Advocate for State of Telangana

(IA No. 125258/2024 - ANTICIPATORY BAIL, IA No. 125257/2024 - CLARIFICATION/DIRECTION, IA No. 21807/2024 - EXEMPTION FROM FILING O.T., IA No. 119551/2024 - INTERVENTION/IMPLEADMENT AND IA No. 21806/2024 - PERMISSION TO FILE APPLICATION FOR DIRECTION)

Date : 25-09-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

By Courts Motion, AOR

Mr. Devansh A. Mohta, Adv. (Amicus Curiae)

Mr. Navneet R., AOR

For Parties

Mr. Prashant Singh, AOR
Mrs. Prerna Dhall, Adv.
Mr. Piyush Yadav, Adv.
Ms. Akanksha Singh, Adv.

M/S. Arputham Aruna And Co, AOR

Ms. Medha Deo, Adv.
Mr. Mrigank Prabhakar, AOR
Ms. Sakshi Banga, Adv.

Mr. Pai Amit, AOR
Ms. Pankhuri Bhardwaj, Adv.
Mr. Kushal Dube, Adv.

Mr. Aravindh S., AOR
Mr. Akshay Gupta, Adv.
Mr. Abbas B, Adv.

Mr. Harshad V. Hameed, AOR
Mr. Dileep Poolakkot, Adv.
Mrs. Ashly Harshad, Adv.

Ms. Swati Ghildiyal, AOR
Ms. Deepanwita Priyanka, Adv.
Ms. Devyani Bhatt, Adv.
Ms. Neha Singh, Adv.

Mr. Abhimanyu Tewari, AOR
Mrs. Eliza Bar, Adv.

Mr. Debojit Borkakati, AOR

Mr. Kumar Mihir, AOR
Mr. Prashant Shrikant Kenjale, AOR

Mr. Shovan Mishra, AOR
Ms. Bipasa Tripathy, Adv.

Mr. Tapesb Kumar Singh, Sr. Adv.
Mr. Ashwarya Sinha, AOR
Mr. Aditya Malhotra, Adv.
Ms. Surbhi Kumari, Adv.

Mr. Kanhaiya Singhal, AOR
Mr. Prasanna, Adv.
Mr. Udit Bakshi, Adv.

Mr. Sunny Choudhary, AOR
Mr. Sarthak Raizada Ga, Adv.
Mr. Sarad Kumar Singhania, AOR
Ms. Rashmi Singhania, Adv.

Ms. Rashmi Nandakumar, AOR

Mr. Mandaar Mukesh Giri, Adv.
Mr. Mukesh K. Giri, AOR

Mr. Bharat Bagla, Adv.
Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR
Mr. Sourav Singh, Adv.
Mr. Aditya Krishna, Adv.
Ms. Preet S. Phanse, Adv.
Mr. Adarsh Dubey, Adv.

Mr. Yashvardhan, Adv.
Mr. Apoorv Shukla, AOR

Mr. Anando Mukherjee, AOR

Mr. Partha Sil, AOR
Ms. Sayani Bhattacharya, Adv.
Mr. Abhiraj Chaudhary, Adv.
Mr. Srijit Datta, Adv.

Mr. Lenin Singh Hijam, Adv. Gen., Sr. Adv.
Mr. Pukhrambam Ramesh Kumar, AOR
Mr. Karun Sharma, Adv.
Ms. Anupama Ngangom, Adv.
Ms. Rajkumari Divyasana, Adv.

Ms. Nupur Kumar, AOR

Mr. Divyakant Lahoti, AOR
Ms. Madhur Jhavar, Adv.
Ms. Praveena Bisht, Adv.
Ms. Vindhya Mehra, Adv.
Mr. Kartik Lahoti, Adv.
Mr. Kumar Vinayakam Gupta, Adv.
Mr. Adith Menon, Adv.
Ms. Samridhi Bhatt, Adv.
Ms. Shreya Gokel, Adv.
Ms. Anushka Awasthi, Adv.

Mr. Amit Kumar, Sr. Adv.
Mr. Avijit Mani Tripathi, AOR
Mr. Upendra Mishra, Adv.
Mr. P.S. Negi, Adv.
Mr. T.K. Nayak, Adv.
Ms. Marbiang Khongwir, Adv.
Mrs. Rekha Bakshi, Adv.

Mr. Avijit Mani Tripathi, AOR
Mr. Upendra Mishra, Adv.
Mr. P.S. Negi, Adv.

Mr. Amit Sharma, AOR
Mr. Dipesh Sinha, Adv.
Ms. Pallavi Barua, Adv.
Ms. Aparna Singh, Adv.

Mr. Amol Chitravanshi, AOR

Mr. P.I. Jose, AOR

Mr. Sameer Abhyankar, AOR
Mr. Rahul Kumar, Adv.
Mr. Aryan Srivastava, Adv.
Mr. Aakash Thakur, Adv.
Ms. Ayushi Bansal, Adv.
Mr. Sarthak Dora, Adv.

Mr. Gautam Narayan, AOR
Ms. Asmita Singh, Adv.
Mr. Tushar Nair, Adv.
Mr. Anirudh Anand, Adv.
Mr. Punishk Handa, Adv.

Ms. Mridula Ray Bharadwaj, AOR
Dr. Sumant Bharadwaj, Adv.
Mr. Tanay Hari Har Lal, Adv.
Mr. Vedant Bharadwaj, Adv.
Mr. Apoorva Chauhan, Adv.

Mr. Kedar Nath Tripathy, AOR

Mr. Gurmeet Singh Makker, AOR

Mr. K M Nataraj, A.S.G.

Mr. Mukesh Kumar Maroria, AOR

Mr. Piyush Beriwal, Adv.

Mr. B K Satija, Adv.

Mr. Raghav Sharma, Adv.

Mr. Anuj Srinivas Udupa, Adv.

Mr. Sarthak Karol, Adv.

Ms. Devina Sehgal, AOR

Ms. Vanshaja Shukla, AOR

Ms. Anubha Dhulia, Adv.

Mr. Shibashish Misra, AOR

Ms. Prerna Singh, Adv.

Mr. Guntur Pramod Kumar, AOR

Mr. Gautam Bhatia, Adv.

Mr. Dhruv Yadav, Adv.

Mr. Sanjai Kumar Pathak, AOR

Mrs. Shashi Pathak, Adv.

Mr. Arvind Kumar Tripathi, Adv.

Mr. Maruti Nandan, Adv.

Ms. Enakshi Mukhopadhyay Siddhanta, AOR

Mr. Govindarajan J., Adv.

Mr. Samir Ali Khan, AOR

Mr. Pranjal Sharma, Adv.

Mr. Abhimanyu Jhamba, Adv.

Mr. Kashif Irshad Khan, Adv.

Mr. V.K. Biju, AOR

Mr. Abhinav Singh, Adv.

Mr. K.M. Nataraj, A.S.G.

Mr. Piyush Beriwal, Adv.

Mr. B.K. Satija, Adv.

Ms. Mrinal Elkar Mazumdar, Adv.

Mr. Mukesh Kr. Verma, Adv.

Mr. Neeraj Kr. Sharma, Adv.

Ms. Indira Bhakar, Adv.

Mr. Kanu Agrawal, Adv.

Mr. Varun Chugh, Adv.

Mr. Bhuvan Kapoor, Adv.

Mr. Vatsal Joshi, Adv.

Mr. Shreekant Neelappa Terdal, AOR

Mr. Arunabh Chowdhury, Sr. A.A.G.
Mr. Vishnu Sharma, Standing Counsel, Adv.
Ms. Madhusmita Bora, AOR
Mr. Pawan Kishore Singh, Adv.
Mr. Dipankar Singh, Adv.

Mr. V Balachandran, Adv.
Mr. Siddharth Naidu, Adv.
M/S. KSN & CO., AOR

Mr. Ashok Kumar Panda, Sr. Adv.
Mr. Chanchal Kumar Ganguli, AOR
Mr. Soumitra G. Chaudhuri, Adv.
Mr. Wasim Rony, Adv.
Ms. Bhabani Sarkar, Adv.

Ms. Vishakha, AOR
Ms. Viddusshi, Adv.

Mr. Sahil Tagotra, AOR
Mr. Sujay Jain, Adv.

Mr. Milind Kumar, AOR
Mr. Vikas Chaudhary, Adv.

Mr. Dharendra Kumar Mishra, Adv.
Mr. Rameshwar Prasad Goyal, AOR

Mr. Sumeer Sodhi, AOR

Mr. Gopal Jha, AOR

Ms. Sindoor Vnl, AOR
Ms. Thithiksha Padmam, Adv.

Mr. Kartikeya Rastogi, Adv.
Ms. Inderdeep Kaur Raina, Adv.

Ms. Shirin Khajuria, Sr. Adv.
Ms. Bhavana Duhoon, AOR
Ms. Swati Tiwari, Adv.

Mr. Virender Kant Mishra, Adv.
Mr. Amit Kumar Chawla, Adv.
Ms. Tanishka Grover, Adv.
Ms. Kavery S. Tripathi, Adv.

Mr. Vivek Jain, DAG
Ms. Rooh-e-Hina Dua, AOR
Mr. Ankit Khera, Adv.
Mr. Harshit K., Adv.

Mr. Rajat Jain, Adv.

Ms. Garima Prashad, Sr. Adv./AAG

Mr. Pradeep Misra, Adv.

Mr. Suraj Singh, Adv.

Mr. Pradeep, AOR

Mr. Sarthak Raizada, Adv.

Mr. Pashupati Nath Razdan, AOR

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

SLP (Crl.) No. 529/2021

It will be appropriate if we actually see what is E-Prison portal developed by the Ministry of Home Affairs and National Informatics Centre (NIC). For that purpose, we direct the Registrar (Judicial) to arrange for demonstration of E-Prison portal in appropriate Conference Hall in this Court on 15th October, 2024 at 4:15 p.m.

Shri Devansh A. Mohta, learned Amicus Curiae, learned ASG and other learned counsel representing the parties are free to attend the demonstration of E-Prison portal. We also request the Registry to ensure that Shri Ashish J. Shiradhonkar, OSD (Registrar), Technology, Innovation & Planning, who represents the NIC in this Court and Shri Shashi Kant Sharma, Deputy Director General and Head of Group, E-Prison Project, Ministry of Home Affairs, National Informatics Centre Head Quarter, New Delhi, shall remain present. After seeing the demonstration of the E-Prison portal, we will hear Shri Devansh A. Mohta, learned Amicus Curiae, on the note submitted by him.

List the matters for further hearing on E-Prison portal on 5th November, 2024 at 3:00 p.m.

(ASHISH KONDLE)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)