

ITEM NO.18

COURT NO.2

SECTION IIIA

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Original Suit (s). No(s). 1/1989

STATE OF ASSAM

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.  
(Office report for direction)

Respondent(s)

WITH

C.A. No. 4020/1999  
(With Office Report)

C.A. No. 4021/1999  
(With Office Report)

Date : 06/05/2015 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR  
HON'BLE MR. JUSTICE R.K. AGRAWAL  
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. Kapil Sibal, Sr. Adv.  
Mr. Krishnan Venugopal, Sr. Adv.  
Ms. Krishna Sarma, AAG,  
MS. Vartika Shay, Adv.  
Mr. Pradeep Kumar, Adv.  
Mr. Riku Sarma, Adv.  
M/s Corporate Law Group, Adv.

Mr. Anil Shrivastav, Adv.  
Mr. Sanjeev Kumar, Adv.

For Respondent(s) Mr. Raju Ramachandran, Sr. Adv.  
Mr. T.R. Andhyarujina, Sr. Adv.  
Mr. Ranji Thomas, Adv.  
Mr. Soumik Ghosal, Adv.  
Mr. Anil Shrivastav, Adv.

Ms. Binu Tamta, Adv.  
Mr. S.W.A. Qadri, Adv.  
Mr. Zaid Ali, Adv.  
Mr. P. Parmeswaran, Adv.

Mr. A. S. Bhasme, Adv.

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

Heard

From the pleadings of the parties, the following issues are framed for determination:

1. Whether the plaint does not disclose a cause of action? OPD
2. Whether the present suit for determination and/or demarcation of the boundaries between the two disputing States, is barred by Article 3 of the Constitution of India? OPD
3. Whether Notification dated 23.02.1951 declaring certain areas to be non-tribal areas determines/demarcates the boundary between the State of Assam and Arunachal Pradesh as detailed the First Schedule of the Constitution of India? OPD
4. Whether the boundary, delineated in the Survey of India map published in 1984 and as delineated in greater detail in 29 topographical maps prepared by Survey of India set out in Schedule I to the plaint represents the true Constitutional boundary between the State of Assam and Arunachal Pradesh: OPP
5. In case Issue No.1 is found in the negative, what is the true Constitutional boundary between the two States of Assam and Arunachal Pradesh? OPP
6. To what relief, if any, is the plaintiff entitled.

The plaintiff shall commence its evidence first. A list of witnesses has already been filed on its behalf. The plaintiff shall now file the examination-in-chief of the witnesses cited by them in the form of affidavits within eight weeks. The witnesses

shall then be produced in batches of two at a time before the Registrar (Judicial) of this Court on dates to be fixed by the Registrar for that purpose. The Registrar shall make an endeavour to complete the process of recording of the plaintiff's evidence within a period of six months.

Post after the needful is done.

(Shashi Sareen)  
Court Master

(Veena Khera)  
Court Master