

ITEM NO.11 + 12

COURT NO.11

SECTION X

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

Writ Petition (Civil) No. 132/2016

RAJNEESH KUMAR PANDEY & ORS.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(MR. RISHI MALHOTRA (AMICUS CURIAE])

IA No. 74824/2021 - APPLICATION FOR PERMISSION
 IA No. 50471/2021 - APPLICATION FOR PERMISSION
 IA No. 37238/2021 - APPLICATION FOR PERMISSION
 IA No. 249910/2023 - APPLICATION FOR PERMISSION
 IA No. 123252/2020 - APPLICATION FOR PERMISSION
 IA No. 146274/2019 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 16355/2020 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 116366/2022 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 190123/2019 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 113310/2022 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 23736/2019 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 82136/2024 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 97659/2018 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 174218/2018 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 146547/2019 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 141285/2023 - CLARIFICATION/DIRECTION
 IA No. 115912/2018 - CLARIFICATION/DIRECTION
 IA No. 21822/2024 - CLARIFICATION/DIRECTION
 IA No. 21055/2018 - CLARIFICATION/DIRECTION
 IA No. 97663/2018 - CLARIFICATION/DIRECTION
 IA No. 98958/2022 - EXEMPTION FROM FILING AFFIDAVIT
 IA No. 78979/2022 - EXEMPTION FROM FILING AFFIDAVIT
 IA No. 2/2016 - EXEMPTION FROM FILING O.T.
 IA No. 16358/2020 - EXEMPTION FROM FILING O.T.
 IA No. 9/2017 - EXEMPTION FROM FILING O.T.
 IA No. 22022/2024 - EXEMPTION FROM FILING O.T.
 IA No. 173591/2019 - EXEMPTION FROM FILING O.T.
 IA No. 128163/2017 - EXEMPTION FROM FILING O.T.
 IA No. 74820/2021 - GRANT OF INTERIM RELIEF
 IA No. 30082/2018 - GRANT OF INTERIM RELIEF
 IA No. 86670/2016 - IA FOR IMPLEADMENT
 IA No. 27854/2017 - IMPLEADMENT, DIRECTION, OT
 IA No. 97652/2018 - INTERVENTION APPLICATION
 IA No. 141284/2023 - INTERVENTION APPLICATION
 IA No. 98109/2018 - INTERVENTION APPLICATION
 IA No. 166257/2023 - INTERVENTION APPLICATION
 IA No. 126356/2017 - INTERVENTION APPLICATION
 IA No. 28942/2024 - INTERVENTION/IMPLEADMENT

IA No. 174217/2018 - INTERVENTION/IMPLEADMENT
 IA No. 146544/2019 - INTERVENTION/IMPLEADMENT
 IA No. 97651/2018 - INTERVENTION/IMPLEADMENT
 IA No. 128768/2022 - INTERVENTION/IMPLEADMENT
 IA No. 22058/2024 - INTERVENTION/IMPLEADMENT
 IA No. 30187/2018 - INTERVENTION/IMPLEADMENT
 IA No. 129598/2018 - INTERVENTION/IMPLEADMENT
 IA No. 146273/2019 - INTERVENTION/IMPLEADMENT
 IA No. 16351/2020 - INTERVENTION/IMPLEADMENT
 IA No. 74815/2021 - INTERVENTION/IMPLEADMENT
 IA No. 146263/2019 - INTERVENTION/IMPLEADMENT
 IA No. 74381/2021 - INTERVENTION/IMPLEADMENT
 IA No. 90592/2024 - INTERVENTION/IMPLEADMENT
 IA No. 107257/2018 - INTERVENTION/IMPLEADMENT
 IA No. 98708/2019 - INTERVENTION/IMPLEADMENT
 IA No. 190121/2019 - INTERVENTION/IMPLEADMENT
 IA No. 89715/2024 - INTERVENTION/IMPLEADMENT
 IA No. 21051/2018 - INTERVENTION/IMPLEADMENT
 IA No. 97018/2022 - INTERVENTION/IMPLEADMENT
 IA No. 12758/2019 - INTERVENTION/IMPLEADMENT
 IA No. 173590/2019 - INTERVENTION/IMPLEADMENT
 IA No. 82130/2024 - INTERVENTION/IMPLEADMENT
 IA No. 131315/2018 - PERMISSION TO FILE ADDITIONAL
 DOCUMENTS/FACTS/ANNEXURES
 IA No. 6824/2021 - PERMISSION TO FILE ADDITIONAL
 DOCUMENTS/FACTS/ANNEXURES
 IA No. 6/2017 - PERMISSION TO FILE ANNEXURES
 IA No. 3/2017 - PERMISSION TO FILE ANNEXURES
 IA No. 28659/2024 - PERMISSION TO FILE APPLICATION FOR DIRECTION
 IA No. 1/2016 - PERMISSION TO FILE LENGTHY LIST OF DATES
 IA No. 3920/2024 - RECALLING THE COURTS ORDER)

WITH

CONMT.PET.(C) No. 591/2022 in W.P.(C) No. 132/2016 (X)

(IA No. 136828/2022 - EXEMPTION FROM FILING O.T.
 IA No. 156275/2024 - EXEMPTION FROM FILING O.T.
 IA No. 5723/2023 - EXEMPTION FROM FILING O.T.
 IA No. 157707/2022 - EXEMPTION FROM FILING O.T.
 IA No. 156274/2024 - INTERVENTION/IMPLEADMENT
 IA No. 31726/2023 - INTERVENTION/IMPLEADMENT
 IA No. 5722/2023 - INTERVENTION/IMPLEADMENT
 IA No. 156466/2022 - PERMISSION TO FILE ADDITIONAL
 DOCUMENTS/FACTS/ANNEXURES)

W.P.(C) No. 876/2017 (X)

(IA No. 29329/2018 - EXEMPTION FROM FILING O.T.
 IA No. 29969/2018 - INTERVENTION/IMPLEADMENT
 IA No. 7557/2019 - INTERVENTION/IMPLEADMENT)

CONMT.PET.(C) No. 856/2023 in W.P.(C) No. 132/2016 (X)

(IA No. 62867/2023 - EXEMPTION FROM FILING O.T.)

W.P.(C) No. 1099/2023 (X)
(FOR ADMISSION)

Diary No(s). 10073/2024 (X)
(IA No. 75509/2024 - CONDONATION OF DELAY IN FILING
IA No. 55972/2024 - EXEMPTION FROM FILING O.T.)

Diary No. 27076/2024 (X)

WITH

CONTEMPT PETITION (CIVIL) Diary No(s). 40533/2024
(IA No. 201178/2024 - CONDONATION OF DELAY IN FILING

Date : 23-10-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE C.T. RAVIKUMAR
HON'BLE MR. JUSTICE SANJAY KAROL

For Petitioner(s) **Mr. Gauranga Kumar Das, Adv.**
Mr. Sukesh Ghosh, Adv.
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Mr. Jaydeep Chatterjee, Adv.
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Mr. Chand Qureshi, AOR

Mr. Satyajeet Kumar, AOR

For Respondent(s) **Ms. Rashmi Nandakumar, AOR**
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Mr. Madan Chandra Karnatak, Adv.

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Ms. Hima Bharadwaj, Adv.

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Ms. Ayushi Bansal, Adv.
Mr. Sarthak Dora, Adv.
Mr. Rahul Kumar, Adv.
Mr. Aryan Srivastava, Adv.

Mr. Aravindh S., AOR
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Mr. Venkat Narayan, Adv.

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Ms. Smriti Ahuja, Adv.
Ms. Aditi Prakash, Adv.
Mr. Aditya A. Shenoy, Adv.

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

Heard the learned Amicus Curiae and the learned counsel for the parties elaborately.

It is a fact that the writ petition was disposed of vide judgment dated 28th October, 2021. Paragraph '57' of the said judgment carries the directions issued to be complied with by all the States/U.T.s and also by the Central Government. The Interlocutory Applications seeking different reliefs and the contempt petition have been filed in relation to the grievance that the directions issued thereunder are not fully complied with.

Taking note of the various enactments dealt with in the judgment and the object and purpose sought to be achieved by such enactments, there cannot be any doubt with respect to the position that the directions issued, taking into account all such aspects, are to be complied with.

To enable this Court to pass such further orders, necessary to achieve the object and purpose

of the enactments concerned and needless to say, to ensure compliance with the directions, we are of the considered view that it would only be appropriate to request the Amicus Curiae to prepare a compilation containing the judgment dated 28th October, 2021 and all the orders passed by this Court hetherto in the Interlocutory Applications filed subsequent to the judgment dated 28th October, 2021.

The Amicus Curiae shall also prepare a flow chart showing all such directions and the steps taken by each State to comply with each of such directions. To enable the Amicus Curiae to prepare such a chart, the learned counsel for all the States/U.T.s shall furnish the affidavits, counter affidavits and additional affidavits filed in these matters to the Amicus Curiae in the E-mail- "rajneeshpandeywp@gmail.com". Upon receiving such details, the Amicus Curiae shall also include the details of various steps taken by each State/U.T. to comply with each of the directions and also further, steps, if any to be taken for compliance of the directions.

We also permit the learned counsel appearing for the petitioners to put their suggestions in writing to the counsel for the concerned State so

as to enable the learned counsel appearing for the respective States and U.T.s to bring them to the notice of the State/U.T. concerned and come back with the appropriate instructions.

We are of the view that taking into consideration the very purpose of the enactments and the judgment, the parties shall also bring to the notice of this Court, mandatory provisions, if any, in the enactment concerned so as to enable this Court to pass further orders/directions, if called for.

Upon preparing such a chart, the Amicus Curiae shall furnish copies to the learned counsel appearing on both sides. The entire exercise shall be done within a period of two weeks.

List on 13.11.2024 as the first item immediately after the fresh matters.

(SNEHA DAS)
SENIOR PERSONAL ASSISTANT

(MATHEW ABRAHAM)
COURT MASTER (NSH)