

ITEM NO.2

COURT NO.1

SECTION PIL

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(s). 250 OF 2007

NANDINI SUNDAR & ORS.

Petitioner(s)

VERSUS

STATE OF CHATTISGARH

Respondent(s)

(With appln(s) for directions, extension of time, impleadment and office report)

(For final disposal)

WITH W.P(CRL.) NO. 119 of 2007

(With appln. for ad-interim directions and office report)

(For final disposal)

Date: 18/02/2010 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE S.H. KAPADIA
HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s) Mr. Ashok Desai, Sr. Adv.
 Ms. Sumita Hazarika, Adv.
 Ms. Menaka Guruswamy, Adv.

Mrs Manik Karanjawala, Adv.

WP(Crl) 119/07 Mr. T.R. Andhyarujina, Sr. Adv.
 Mrs. Nitya Rama Krishnan, Adv.
 Ms. Sumita Hazarika, Adv.
 Ms. Sumita S. Minz, Adv.

For Respondent(s) Mr. H.P. Raval, ASG
 Mr. P.K. Dey, Adv.
 Mr. R. Bansal, Adv.
 Mr. S.N. Terdal, Adv.
For Ms. Sushma Suri, Adv.

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Mr.K.K.Venugopal, Sr.Adv.
Mr.Mukul Rohtagi, Sr.Adv.
Dr.Manish Singhvi, Adv.
Mr.Atul Jha, Adv.
Mr. Dharmendra Kumar Sinha, Adv.

Ms. Anitha Shenoy ,Adv

Mr.Rajendra Sachar, Sr.Adv.
Mr.A.Dasharatha, Adv.
For Mr. Naveen R. Nath, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard both sides.

Pursuant to the direction of this Court, the National Human Rights Commission has filed a report giving out the state of affairs that are prevailing in the State of Chhattisgarh. The petitioners have made certain allegations that the recommendations/suggestions made by the Human Rights Commission are not fully implemented and these are denied by learned counsel appearing for the State of Chhattisgarh. It appears that about 3000 SPOs have been appointed by the State government to take care of the law and order situation, in addition to the regular police force. We make it clear that the appointment of SPOs shall be done in accordance with law. It is also denied emphatically by the State that private citizens are provided with arms.

It is also requested by the petitioners that compensation should be paid to the persons who lost their houses and belongings by the acts of naxalites. The petitioners may file a comprehensive rehabilitation plan and be submitted to this Court within the next

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date of hearing. The State would also file its objection, if any, to this Court on this aspect. It is also stated by learned counsel appearing for the State that the schools, hospitals, ashrams and anganwadis have already been vacated and they are no longer been used for camps or places for shelter of the police force. The State shall file a report as to what steps have been taken to see that FIRs are registered in cases where no FIRs have been registered, as pointed out in the report of NHRC and what further steps have been taken to prosecute the accused who have been already charge-sheeted by the police.

The State and the petitioners are directed to file the reports/objections within four weeks.

List on 25.03.2010.

(G.V.Ramana)
Court Master

(Madhu Saxena)
Court Master