

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(s)(Civil) No(s).494/2012

JUSTICE K.S.PUTTASWAMY(RETD) & ANR.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

[FOR FURTHER HEARING]

[IA No.141212/2017-impleading party and IA No.141215/2017-CLARIFICATION/DIRECTION and IA No.5311/2018-impleading party and IA No.5312/2018-CLARIFICATION/DIRECTION and IA No.5890/2018-INTERVENTION APPLICATION and IA No.10105/2018-INTERVENTION APPLICATION and IA No.10355/2018-impleading party and IA No.13628/2018-impleading party and IA No.24406/2018-Intervention Application]

WITH

[ITEM NO.501.1 - T.C.(C) No.151/2013 (XVI -A)];
[ITEM NO.501.2 - T.C.(C) No.152/2013 (XVI -A)];
[ITEM NO.501.3 - W.P.(C) No.833/2013 (PIL-W)];
[ITEM NO.501.4 - W.P.(C) No.829/2013 (PIL-W)]
[IA NO.22171/2018-INTERVENTION APPLICATION AND IA NO.22174/2018-PERMISSION TO APPEAR AND ARGUE IN PERSON];
[ITEM NO.501.5 - T.P.(C) No.1797/2013 (XVI -A)];
[ITEM NO.501.6 - W.P.(C) No.932/2013 (PIL-W)];
[ITEM NO.501.7 - T.P.(C) No.1796/2013 (XVI -A)];
[ITEM NO.501.8 - CONMT.PET.(C) No.144/2014 In W.P.(C) No.494/2012 (PIL-W)];
[ITEM NO.501.9 - T.P.(C) No.313/2014 (XVI -A)];
[ITEM NO.501.10 - T.P.(C) No.312/2014 (XVI -A)];
[ITEM NO.501.11 - SLP(Cr1.) No.2524/2014 (II-A)];
[ITEM NO.501.12 - W.P.(C) No.37/2015 (PIL-W)];
[ITEM NO.501.13 - W.P.(C) No.220/2015 (PIL-W)];
[ITEM NO.501.14 - CONMT.PET.(C) No.674/2015 In W.P.(C) No.829/2013 (PIL-W)];
[ITEM NO.501.15 - T.P.(C) No.921/2015 (XVI -A)];
[ITEM NO.501.16 - CONMT.PET.(C) No.470/2015 In W.P.(C) No.494/2012 (PIL-W)];
[ITEM NO.501.17 - W.P.(C) No.231/2016 (PIL-W) (IA 1/2016(DIRECTION) FOR ON IA 2/2016(PERMISSION TO AMEND WRIT PETITION AND RAISING ADDITIONAL GROUNDS))];
[ITEM NO.501.18 - CONMT.PET.(C) No.444/2016 In W.P.(C) No.494/2012 (PIL-W)];
[ITEM NO.501.19 - CONMT.PET.(C) No.608/2016 In W.P.(C) No.494/2012 (PIL-W)];

[ITEM NO.501.20 - W.P.(C) No.797/2016 (PIL-W)
(FOR PERMISSION TO FILE ANNEXURES ON IA 4/2016;
FOR DIRECTIONS ON IA 5/2017 & FOR STAY APPLICATION ON IA
6/2017)];
[ITEM NO.501.21 - CONMT.PET.(C) No.844/2017 In W.P.(C)
No.494/2012 (PIL-W)];
[ITEM NO.501.22 - W.P.(C) No.342/2017 (PIL-W)
(FOR INTERIM PRAYERS FOR GRANT OF INTERIM RELIEF ON IA 1/2017
and IA No.129017/2017-impleading party and IA No.129021/2017-
CLARIFICATION/DIRECTION and IA No.129027/2017-impleading party
and IA No.129032/2017-CLARIFICATION/DIRECTION and IA
No.1551/2018-impleading party and IA No.6537/2018-INTERVENTION
APPLICATION and IA No.6666/2018-INTERVENTION APPLICATION)];
[ITEM NO.501.23 - W.P.(C) No.372/2017 (X)];
[ITEM NO.501.24 - W.P.(C) No.841/2017 (X)
(FOR ADMISSION and IA No.119235/2017-AMENDMENT OF THE
PETITION)];
[ITEM NO.501.25 - W.P.(C) No.1058/2017 (PIL-W)];
[ITEM NO.501.26 - W.P.(C) No.966/2017 (PIL-W)
(FOR ADMISSION and IA No.102155/2017-GRANT OF INTERIM RELIEF)];
[ITEM NO.501.27 - W.P.(C) No. 1014/2017 (PIL-W)
(FOR ADMISSION and I.R. and IA No.107091/2017-GRANT OF INTERIM
RELIEF and IA No.122999/2017-impleading party)];
[ITEM NO.501.28 - W.P.(C) No.1002/2017 (PIL-W)];
[ITEM NO.501.29 - W.P.(C) No.1056/2017 (X)
(IA No.6196/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS)];
AND
[ITEM NO.501.30 - CONMT.PET.(C) No.34/2018 in W.P.(C)
No.1014/2017 (PIL-W) (FOR ADMISSION)].

Date : 10-05-2018 These matters were called on for HEARING
today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s) Mr. Gopal Subramonium, Sr. Adv.
Cont.P(C)Nos.144/14;Ms. Aishwarya Bhati, Adv. [AOR]
444/16 Mr. Jaideep Singh, Adv.
608/16 Mr. Anirben Sen, Adv.
Mr. Gopal Thiruman, Adv.
Mr. Pavan Bhushan, Adv.
Mr. Jayavardhan Singh, Adv.

Ms. Vaidruti Mishra, Adv.
Ms. Chitrangada R., Adv.
Mr. Vishwajeet Singh, Adv.
Mr. Hitesh Saini, Adv.
Mr. Vivek Raja, Adv.

WP(C)No.494/12 Mr. Anish Kumar Gupta, Adv. [AOR]
Mr. Avdhesh Kumar Singh, Adv.
Ms. Harsha, Adv.
Mrs. Rita Gupta, Adv.
Ms. Deepshikha Bharati, Adv.

TC(C)No.151/13 Mrs. Geetha Kovilan, Adv. [AOR]

TC(C)No.152/13 Ms. Meenakshi Arora, Sr. Adv.
Mr. Rahul Narayan, Adv. [AOR]
Ms. Ananya Ghosh, Adv.
Ms. Bhabna Das, Adv.

WP(C)No.833/13 Mr. K.V. Viswanathan, Sr. Adv.
Ms. Vrinda Bhandari, Adv.
Mr. Gautam Bhatia, Adv.
Mr. N. Sai Vinod, Adv.
for
Mr. Shadan Farasat, Adv. [AOR]

WP(C)Nos.829/13; Mr. Shyam Divan, Sr. Adv.
220/15; Mr. Pratap Venugopal, Adv.
797/16 Ms. Surekha Rmaan, Adv.

CP(C)No.674/15 Mr. Prasanna S., Adv.
Mr. Udayaditya Banerjee, Adv.
Ms. Niharika, Adv.
Ms. Kanika Kalaiyarasan, Adv.
for
M/s. K.J. John And Co., Advs. [AOR]

TP(C)Nos.1797/13; M/s. Meharia & Company, Advs. [AOR]
1796/13;
313/14;
312/14

WP(C)No.932/13 | Ms. Jyoti Mendiratta, Adv. [AOR]

CP(C)No.470/15 | Mr. C.U. Singh, Sr. Adv.
| Mr. Shyam Divan, Sr. Adv.
| Mr. Abhishek Atrey, Adv. [AOR]
| Ms. Vidyottma, Adv.

- WP(C)No.1058/17 Mr. Anand Grover, Sr. Adv.
Ms. Priyam Lizmary Cherian, Adv.
Ms. Nehmat Kaur, Adv.
Mr. Prasanna S., Adv.
Ms. Stuti Vatsa, Adv.
Mr. Varun Mathew, Adv.
Ms. Upasana Garnaik, Adv.
Mr. Anando Mukherjee, Adv. [AOR]
- WP(C)No.966/17 Ms. Pragya Baghel, Adv. [AOR]
- WP(C)No.1014/17 Mr. Arvind P. Datar, Sr. Adv.
Mr. Apar Gupta, Adv.
Mr. Prasanna S., Adv.
Mr. Deepayan Mandal, Adv. [AOR]
Mr. Rahul Unnikrishnan, Adv.
- WP(C)No.1056/17 Mr. K.V. Viswanathan, Sr. Adv.
Ms. Vrinda Bhandari, Adv.
Mr. Gautam Bhatia, Adv.
Mr. N. Sai Vinod, Adv.
for
Mr. T.V.S. Raghavendra Sreyas, Adv. [AOR]
- CP(C)No.34/18 Mr. Sameer H. Shahani-in-person

- For Respondent(s) Mr. K.K. Venugopal, AG
WP(C)No.494/12 Mr. Tushar Mehta, ASG
etc. Mr. Zoheb Hossain, Adv. [AOR]
Mr. Ankur Talwar, Adv.
Ms. Shraddha Deshmukh, Adv.
Ms. Chavanya L., Adv.
Mr. Rohit Bhat, Adv.
Mr. Rajat Nair, Adv.
Ms. Adeeba Mujahid, Adv.
Mr. Kanu Aggarwal, Adv.
Mr. Rajendra Dangwal, Adv.
Mr. Piyush Goyal, Adv.
Mr. Palash Maheshwari, Adv.
Mr. Vivek Gurnani, Adv.
Ms. Priyanka Walesha, Adv.
Mr. Kanu Aggarwal, Adv.
Ms. Aarti Sharma, Adv.
Mr. Santosh Kr. Vishwakarma, Adv.

Mr. K.V. Venugopal, AG
Mr. Tushar Mehta, ASG
Mr. S.S. Shamsbery, Adv.
Ms. Shardha Deshmukha, Adv.
Mr. Zoheb Hossain, Adv.
Mr. Rajat Nair, Adv.
Mr. R. Bala Subramaniam, Adv.
Mr. Raj Bahadur, Adv. [AOR]

WP(C)No.231/16 Mr. K.K. Venugopal, AG
Mr. S.S. Shamsbery, Adv.
Mr. Harish V. Shenkar, Adv.
Ms. Rukmini Bobde, Adv.
Ms. Shradha Deshmukh, Adv.
for
Mr. M.K. Maroria, Adv. [AOR]

UIDAI Mr. Rakesh Dwivedi, Sr. Adv.
Mr. Zoheb Hossain, Adv. [AOR]
Ms. Sansriti Pathak, Adv.
Mr. Rajendra Dangwal, Adv.

Gujarat Mr. Rakesh Dwivedi, Sr. Adv.
Mr. Zoheb Hossain, Adv.
Ms. Sansriti Pathak, Adv.
for
Ms. Hemantika Wahni, Adv. [AOR]

Mr. Varinder Kumar Sharma, Adv. [AOR]

Puducherry Mr. V. G. Pragasam, Adv. [AOR]
Mr. S. Prabu Ramasubramanian, Adv.

TRAI Mr. Sanjay Kapur, Adv. [AOR]
Ms. Mansi Kapur, Adv.
Ms. Megha Karnwal, Adv.
Ms. Shubhra Kapur, Adv.

Mr. Gopal Sankaranarayanan, Adv.
Ms. Savita Singh, Adv. [AOR]
Mr. Shrutanjay Bhardwaj, Adv.
Ms. Veera Mahuli, Adv.

Rajasthan Ms. Ruchi Kohli, Adv. [AOR]

Meghalaya Mr. Ranjan Mukherjee, Adv. [AOR]
Mr. K.V. Kharlyngdoh, Adv.
Mr. Daniel Stone Lyngdoh, Adv.

Maharashtra

Mr. Zoheb Hossain, Adv.
Mr. Nishant Ramakantrao Katneshwarkar, Adv.
[AOR]

Mr. Mishra Saurabh, Adv. [AOR]

Mr. Manish Vashishtha, Adv. [AOR]

Mr. Jayant Mohan, Adv. [AOR]

Mr. Jagjit Singh Chhabra, Adv. [AOR]

Mr. Harish Pandey, Adv. [AOR]

Mr. Garvesh Kabra, Adv. [AOR]

Ms. Sauya Mehrotra, Adv. [AOR]

Mr. Anip Sachthey, Adv. [AOR]

Mrs. Anil Katiyar, Adv. [AOR]

Andhra Pradesh

Mr. Guntur Prabhakar, Adv. [AOR]
Ms. Prerna Singh, Adv.

M/s. Corporate Law Group, Adv. [AOR]

Mr. Abhinav Mukerji, Adv. [AOR]

Haryana

Mr. Anil Grover, AAG
Mr. Satish Kumar, Adv.
Mr. Shivam Kumar, Adv.
Mr. Sanjay Kumar Visen, Adv. [AOR]

Jharkhand

Mr. Tapesk Kumar Singh, Adv. [AOR]
Mr. Aditya Pratap Singh, Adv.
Mr. Mohd. Waquas, Adv.

Mr. Jayesh Gaurav, Adv.
Mr. Ratan Kr. Choudhuri, Adv.

J&K

Mr. M. Shoeb Alam, Adv. [AOR]
Ms. Fauzia Shakil, Adv.
Mr. Ujjwal Singh, Adv.
Mr. Mojahid Karim Khan, Adv.

Ms. Anitha Shenoy, Adv. [AOR]

Mr. Aniruddha P. Mayee, Adv. [AOR]

Mizoram Mr. T. G. Narayanan Nair, Adv. [AOR]

Sikkim M/s. Arputham Aruna and Co., Adv. [AOR]

Uttarakhand Mr. Jatinder Kumar Bhatia, Adv. [AOR]
Mr. Ashutosh Kumar Sharma, Adv.

West Bengal Mr. Suhaan Mukerji, Adv.
Ms. Astha Sharma, Adv.
Mr. Vishal Prasad, Adv.
Mr. Amjid Maqbool, Adv.
Mr. Amit Verma, Adv.
for
PLR Chambers & Co., Adv. [AOR]

Tripura Mr. Shuvodeep Roy, Adv. [AOR]

Assam Mr. Shuvodeep Roy, Adv.

Tamil Nadu Mr. K.V. Vijayakumar, Adv. [AOR]
Ms. Maitreyee Mishra, Adv.
Ms. Kiran Karan Chawla, Adv.

Mr. Milind Kumar, Adv. [AOR]

WP(C)-833/13 Ms. Aishwarya Bhati, Adv. [AOR]

Ms. Rashmi Singhania, Adv. [AOR]

UT of Chandigarh Mr. Gopal Singh, Adv. [AOR]

Mr. Dinkar Kalra, Adv. [AOR]

Mr. Mohit D. Ram, Adv. [AOR]

R.B.I. Mr. Jayant Bhushan, Sr. Adv.
Mr. Kuldeep S. Parihar, Adv.
Mr. H.S. Parihar, Adv. [AOR]

Telangana Mr. S. Udaya Kumar Sagar, Adv. [AOR]
Mr. Mrityunjai Singh, Adv.

TP(C)No.1796/13 Mr. Wills Mathews, Adv.
for
Mr. Rabin Majumder, Adv. [AOR]

TP(C)No.1796/13	Mr. Jogy Scaria, Adv. [AOR]
CP(C)No.444/16	M/s. Meharia & Co., Adv. [AOR]
WP(C)-1058/17	Mr. M.P. Vinod, Adv. [AOR]
WP(C)-1058/17	Ms. Nina Gupta, Adv. Ms. Palak Chadha, Adv. Ms. Shereen Shukla, Adv. Mr. Mudit Sharma, Adv. [AOR]
WP(C)-966/17	Mr. Harsh Kaushik, Adv. [AOR] M/s. Khaitan & Co., Adv. [AOR] Mr. K.R. Sasiprabhu, Adv. [AOR]
West Bengal	Mr. Chanchal Kumar Ganguli, Adv. [AOR]
Kerala	Mr. V. Giri, Sr. Adv. Mr. Nishe Rajen Shonker, Adv. [AOR] Ms. Anu K. Joy, Adv. Mr. Manav Vohra, Adv. Mr. Krishna Dev J., Adv. Mr. Mohammed Sadique T.A., Adv. Ms. Svadha Shankar, Adv. Mr. Amith Krishna, Adv. Mr. Anwar Alim, Adv.
Karnataka	Mr. Devadatt kamat, Addl. Adv. Gen. Mr. Joseph Aristotle S., Adv. [AOR] Mrs. Priya Aristotle, Adv. Mr. Rajesh Inamdar, Adv. Mr. Javedur Rehman, Adv. Mr. Aditya Bhat, Adv.
Punjab	Mr. Karan Bharihoke, Adv.
A&N Admn.	Mr. Bhupesh Narula, Adv. Mr. K.V. Jagdishvaran, Adv. Mrs. G. Indira, Adv.
Nagaland	Mrs. K. Enatoli Sema, Adv. Mr. Edward Belho, Adv. Mr. Amit Kumar Singh, Adv. Mr. K. Luikang Michael, Adv.

Manipur

Mr. Leisangthem Roshmani Kh., Adv.
Ms. Maibam Babina, Adv.

Mr. Ajay Bansal, Adv.
Mr. Kuldip Singh, Adv.
Mrs. Veena Bansal, Adv.
Mr. Gaurav Yadava, Adv.

For Applicant (s)/ Respondent (s)
IA No.1551/18

Mr. Sajan Poovayya, Sr. Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Priyadarshi Banerjee, Adv.
Mr. Pratibhanu Singh Kharola, Adv.
Mr. Saransh Kumar, Adv.
Mr. Saransh Jain, Adv.
Mr. Madhavam Sharma, Adv.
Mr. Meka Venkata Rama Krishna, Adv.
Mr. Vivek Jain, Adv.

for

Mr. E.C. Agrawala, Adv. [AOR]

IA Nos.6537/18 &
6666/18

Mr. P.V. Surendra Nath, Sr. Adv.
Ms. Resmitha R. Chandran, Adv. [AOR]
Ms. Lekha Sudhakaran, Adv.

Mr. Arvind P. Datar, Sr. Adv.
Mr. Nipun Saxena, Adv.
Mr. Namit Saxena, Adv.
Mr. Devanshu Sajlan, Adv.
Mr. Aditya P. Arora, Adv.
Ms. Pallavi Pratap, Adv. [AOR]

Ms. Bina Madhavan, Adv.
Ms. Shreyasi Kunwar, Adv.
for

M/s. Lawyer S Knit & Co., Advs. [AOR]

Mr. Arvind P. Datar, Sr. Adv.
Mr. Sriram P., Adv.
Ms. Khushbu Jain, Adv.
Mr. Vishnu Shankar M.S., Adv.
Ms. Athira G. Nair, Adv.

IA No.5890/18

Mr. Neeraj Kishan Kaul, Sr. Adv.
Mr. Rahul Matthan, Adv.
Mr. Syed Jafar Alam, Adv. [AOR]
Ms. Shivani Khandekar, Adv. (contd.)

Mr. Thomas J. Vallianeth, Adv.
Mr. Samar Kacchwaha, Adv.
Mr. B. Vivekananda, Adv.

IA Nos.18 & 19/15 Mr. Ashok Mathur, Adv. [AOR]
Mr. R. Sudhinder, Adv.
Ms. Saumya Mehrotra, Adv.
Ms. Amrita Sarkar, Adv.

IA No.32/15 Mr. S. Mukherjee, Adv.
Mr. Manoj K. Mishra, Adv. [AOR]
Mr. Umesh Dubey, Adv.
Mr. Ashish Kumar Mishra, Adv.

Ms. Radhika Chaturvedi, Adv.
Mr. Hitesh Kumar Sharma, Adv.
Mr. S.K. Rajora, Adv.
for
Dr. (Mrs.) Vipin Gupta, Adv. [AOR]

Ms. Pooja Dhar, Adv. [AOR]

Mr. K. Rajeev, Adv. [AOR]

Mr. Fuzail Ahmad Ayyubi, Adv. [AOR]
Ms. Deepali, Adv.
Mr. Ibaad Mushtaq, Adv.
Ms. Aditi Gupta, Adv.
Mr. Jawad Tariq, Adv.

Dr. Anindita Pujari, Adv. [AOR]
Ms. Kavita Bhardwaj, Adv.

IA 10105/18 Mr. Pukhrambam Ramesh Kumar, Adv. [AOR]

IA 24406/18 Ms. Aparna Bhat, Adv. [AOR]
Mr. Mayank Sapra, Adv.

in IA No.31/15 Dr. Lalit Bhasin, Adv.
Ms. Nina Gupta, Adv.
Ms. Palak Chadha, Adv.
Ms. Shereen Shukla, Adv.
Mr. Mudit Sharma, Adv. [AOR]

IA No.122999/17 Ms. Pragya Baghel, Adv. [AOR]

Mr. Amit Sharma, Adv. [AOR]

IA No.8/13

Mr. Sai Krishna Rajgopala, Adv.
Mr. Julien George, Adv.
Ms. Arundhati Gopal, Adv.
Mr. Arjun Ranganathan, Adv.
Ms. Vaneesha Jain, Adv.
for
Mr. Nikhil Nayyar, Adv.

Intervenor-in-person
Applicant-in-person

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

Mr. Gopal Subramonium, Mr. Anand Grover, Mr. Arvind P. Datar, Mr. P. Chidambaram, Mr. K.V. Viswanathan and Mr. P.V. Surendranath, learned senior counsel made their submissions in rejoinder.

Hearing concluded.

Judgment reserved.

(Subhash Chander)
AR-cum-PS

(H.S. Parasher)
Assistant Registrar