

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

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.503.1 - T.C.(C) No.151/2013 (XVI -A)];
[ITEM NO.503.2 - T.C.(C) No.152/2013 (XVI -A)];
[ITEM NO.503.3 - W.P.(C) No.833/2013 (PIL-W)];
[ITEM NO.503.4 - 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.503.5 - T.P.(C) No.1797/2013 (XVI -A)];
[ITEM NO.503.6 - W.P.(C) No.932/2013 (PIL-W)];
[ITEM NO.503.7 - T.P.(C) No.1796/2013 (XVI -A)];
[ITEM NO.503.8 - CONMT.PET.(C) No.144/2014 In W.P.(C) No.494/2012 (PIL-W)];
[ITEM NO.503.9 - T.P.(C) No.313/2014 (XVI -A)];
[ITEM NO.503.10 - T.P.(C) No.312/2014 (XVI -A)];
[ITEM NO.503.11 - SLP(Cr1) No.2524/2014 (II-A)];
[ITEM NO.503.12 - W.P.(C) No.37/2015 (PIL-W)];
[ITEM NO.503.13 - W.P.(C) No.220/2015 (PIL-W)];
[ITEM NO.503.14 - CONMT.PET.(C) No.674/2015 In W.P.(C) No.829/2013 (PIL-W)];
[ITEM NO.503.15 - T.P.(C) No.921/2015 (XVI -A)];
[ITEM NO.503.16 - CONMT.PET.(C) No.470/2015 In W.P.(C) No.494/2012 (PIL-W)];
[ITEM NO.503.17 - 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.503.18 - CONMT.PET.(C) No.444/2016 In W.P.(C) No.494/2012 (PIL-W)];
[ITEM NO.503.19 - CONMT.PET.(C) No.608/2016 In W.P.(C) No.494/2012 (PIL-W)];
[ITEM NO.503.20 - 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.503.21 - CONMT.PET.(C) No.844/2017 In W.P.(C) No.494/2012 (PIL-W)];
[ITEM NO.503.22 - 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.503.23 - W.P.(C) No.372/2017 (X)];
[ITEM NO.503.24 - W.P.(C) No.841/2017 (X)
(FOR ADMISSION and IA No.119235/2017-AMENDMENT OF THE PETITION)];
[ITEM NO.503.25 - W.P.(C) No.1058/2017 (PIL-W)];
[ITEM NO.503.26 - W.P.(C) No.966/2017 (PIL-W)
(FOR ADMISSION and IA No.102155/2017-GRANT OF INTERIM RELIEF)];
[ITEM NO.503.27 - 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.503.28 - W.P.(C) No.1002/2017 (PIL-W)];
[ITEM NO.503.29 - W.P.(C) No.1056/2017 (X)
(IA No.6196/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS)];
[ITEM NO.503.30 - CONMT.PET.(C) No.34/2018 in W.P.(C) No.1014/2017 (PIL-W) (FOR ADMISSION)].

Date : 06-03-2018 This petition was 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) Ms. Aishwarya Bhati, Adv. [AOR]
Mr. Jaideep Singh, Adv.
Mr. Anirben Sen, Adv.
Mr. Gopal Thiruman, Adv.
Mr. Pavan Bhushan, Adv.
Mr. Jayarvardhan Singh, Adv.
Ms. Vaidruti Mishra, Adv.
Ms. Wimbie V.T. Sangma, Adv.

WP(C)Nos.37/15, Ms. Archana Pathak Dave, Adv. [AOR]
829/13, 797/16 &
1058/17

WP(C)No.494/12 Mr. Anish Kumar Gupta, Adv. [AOR]
Mr. Avdhesh Kumar Singh, Adv.
Mr. Rajendra Kumar Singh, Adv.
Mr. Chandra Shekhar Suman, Adv.
Mrs. Rita Gupta, Adv.

Ms. Deepshikha Bharati, Adv.
Ms. Harsha, Adv.

Mr. P.R. Kovilan Poongkuntran, Adv.
Mrs. Geetha Kovilan, Adv. [AOR]
Mrs. Aswathi M.K., Adv.

Mr. Rahul Narayan, Adv. [AOR]

Mr. Shadan Farasat, Adv. [AOR]

Mr. Shyam Divan, Sr. Adv.
Mr. Pratap Venugopal, Adv.
Mr. Udayaditya Banerjee, Adv.
Mr. Anuj Sarma, Adv.
Mr. Prasanna S., Adv.
Ms. Samiksha Godiyal, Adv.
Ms. Kritika Bharadwaj, Adv.
Ms. Niharika, Adv.
Ms. Kanika Kalaiyarasan, Adv.
for
M/s. K.J. John And Co., Adv. [AOR]

Mr. Amit Mohan Meharia, Adv.
Ms. Tannishtha Singh, Adv.
Ms. Ayushi Gupta, Adv.
Ms. Aishwarya Kumar, Adv.
for
M/s. Meharia & Company, Adv. [AOR]

Ms. Jyoti Mendiratta, Adv. [AOR]

WP(C)No.932/15
Cont.P.(C)No.470/15

Mr. Shyam Divan, Sr. Adv.
Mr. Abhishek Atrey, Adv. [AOR]
Mr. Ravinder Lokhande, Adv.

Mr. Gautam Talukdar, Adv. [AOR]

Mr. Prashant Bhushan, Adv. [AOR]

Mr. Vipin Nair, Adv. [AOR]

Mr. Pranaya Kumar Mohapatra, Adv. [AOR]

Mr. Anando Mukherjee, Adv. [AOR]

WP(C)No.1014/17

Mr. Arvind Datar, Sr. Adv.
Mr. Nappiani, Adv.
Mr. Apar Gupta, Adv.
Mr. Prasanna S., Adv.
Mr. Rahul Unnikrishnan, Adv.
Mr. Deepayan Mandal, Adv. [AOR]

Mr. K.V. Viswanathan, Sr. Adv.
Ms. Vrinda Bhandari, Adv.
Mr. Gautam Bhatia, Adv.
Mr. N. Sai Vinod, Adv.
Mr. T.V.S. Raghavendra Sreyas, Adv. [AOR]

Mr. Sameer H. Shahani-in-person

Dr. Anindita Pujari, Adv.
Ms. Kavita Bhardwaj, Adv.

For Respondent(s) Mr. K.K. Venugopal, AG
Mr. Tushar Mehta, ASG
Mr. Zoheb Hossain, Adv. [AOR]
Mr. Ankur Talwar, Adv.
Ms. Shraddha Deshmukh, Adv.
Mr. Rajat Nair, Adv.
Ms. Adeeba Mujahid, Adv.
Mr. Rajendra Dangwal, Adv.
Mr. Piyush Goyal, Adv.
Mr. Palash Maheshwari, Adv.
Mr. Fahad Khan, Adv.
Mr. Kanu Aggarwal, Adv.
Ms. Bhavita Kumar, Adv.

WP(C)No.231/16 Mr. K.K. Venugopal, AG
Mr. Harish V. Shankar, Adv.
Mr. S.S. Shamsbery, Adv.
Mr. S.S. Shamsbery, Adv.
Ms. Shraddha Deshmukh, Adv.
Mr. Rukhmini Bobde, Adv.
Mr. Kumar Shashank, Adv.
Mr. M.K. Maroria, Adv.

Mr. S.S. Shamsbery, Adv.
Ms. Shardha Deshmukha, Adv.
Mr. Rajat Nair, Adv.
Mr. R. Balasubramaniam, Adv.
Mr. Zoheb Hossain, Adv.
Mr. Raj Bahadur, Adv. [AOR]

Gujarat Mr. Rakesh Dwivedi, Sr. Adv.
Ms. Hemantika Wahi, Adv. [AOR]
Ms. Shodhika Sharma, Adv.
Ms. Sansriti Pathak, Adv.

Himachal Pradesh Mr. J.S. Attri, Sr. Adv.
Mr. Varinder Kumar Sharma, Adv. [AOR]
Mr. Chandra Nand Jha, Adv.

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

Rajasthan Mr. S.S. Shamsbery, AAG
Mr. Amit Sharma, Adv.
Mr. Sandeep Singh, Adv.
Mr. Ankit Raj, Adv.
Ms. Indira Bhakar, Adv.
Ms. Ruchi Kohli, Adv. [AOR]

Mr. Mishra Saurabh, Adv. [AOR]

Mr. Manish Vashishtha, Adv. [AOR]

Mr. Jagjit Singh Chhabra, Adv. [AOR]

Mr. Harish Pandey, Adv. [AOR]

Mr. Garvesh Kabra, Adv. [AOR]

Mr. Anip Sachthey, Adv. [AOR]

Mr. Amit Sharma, Adv. [AOR]
Ms. Ayiala Imti, Adv.

Mr. Gopal Sankaranarayanan, Adv.
Ms. Savita Singh, Adv. [AOR]

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

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

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

Mr. Jayant Mohan, Adv. [AOR]

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

Andhra Pradesh Mr. Guntur Prabhakar, Adv. [AOR]
Ms. Purna Singh, Adv.

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

	Mr. Abhinav Mukerji, Adv. [AOR]
Haryana	Mr. Anil Grover, AAG Mr. Shivam Kumar, Adv. Mr. Sanjay Kumar Visen, Adv. [AOR]
Jharkhand	Mr. Tapesh Kumar Singh, Adv. [AOR] Mr. Mohd. Waquas, Adv. Mr. Aditya Pratap Singh, Adv.
J&K	Mr. M. Shoeb Alam, Adv. [AOR] Ms. Anitha Shenoy, Adv. [AOR] Mr. Aniruddha P. Mayee, Adv. [AOR] Mr. K.N. Madhusoodhanan, Adv. Ms. Nitya Madhusoodhanan, Adv. Mr. T. G. Narayanan Nair, Adv. [AOR]
Sikkim	Ms. Aruna Mathur, Adv. Mr. Avneesh Arputham, Adv. Ms. Anuradha Arputham, Adv. Ms. Simran Jeet, Adv. for M/s. Arputham Aruna and Co., Advs. [AOR]
Uttarakhand	Mr. Jatinder Kumar Bhatia, Adv. [AOR] Mr. Ashutosh Kumar Sharma, Adv.
West Bengal	Mr. Soumitra G. Chaudhuri, Adv. Mr. Chanchal Kumar Ganguli, Adv. [AOR]
Tripura	Mr. Gopal Singh, Adv. [AOR] Mr. Rituraj Biswas, Adv. Mr. Milind Kumar, Adv. [AOR] Ms. Aishwarya Bhati, Adv. [AOR] Ms. Rashmi Singhania, 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. Mrityunjai Singh, Adv.
Mr. S. Udaya Kumar Sagar, Adv. [AOR]

Mr. Rabin Majumder, Adv. [AOR]

Mr. Jogy Scaria, Adv. [AOR]

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

Mr. Anirudh Wadhawa, Adv.
Mr. Atul Shankar Vinod, Adv.
Mr. Dileep Pallai, Adv.
Mr. Bharghav Thali, Adv.
Mr. M.P. Vinod, Adv. [AOR]

Dr. Lalit Bhasin, Adv.
Ms. Nina Gupta, Adv.
Ms. Palak Chadha, Adv.
Mr. Mudit Sharma, Adv. [AOR]

Mr. Harsh Kaushik, Adv. [AOR]

M/s. Khaitan & Co., Adv. [AOR]

Mr. K.R. Sasiprabhu, Adv. [AOR]

Mr. Md. Nizam Pasha, Adv.
Ms. Anusha Naghrajani, Adv.
Ms. Adit Pujari, Adv.
Mrs. Pragya Baghel, Adv. [AOR]
Ms. Ranjeeta Rohatgi, Adv.
Ms. Samten Doma, Adv.

Tamil nadu

Mr. K.V. Vijayakumar, Adv. [AOR]
Ms. Maitreyee Mishra, Adv.

Kerala

Mr. Nishe Rajen Shonker, Adv. [AOR]
Ms. Anu K. Joy, Adv.
Mr. Alim Anvar, Adv.
Mr. Reegan Sibel, Adv.

Karnataka

Mr. Devadatt kamat, Addl. Adv. Gen.
Mr. Joseph Aristotle S., Adv. [AOR]
Mrs. Priya Aristotle, Adv.
Mr. Rajesh Inamdar, Adv.
Mr. Ashish Yadav, Adv.
Mr. Javedur Rehman, Adv.
Mr. Aditya Bhat, Adv.

Punjab

Mr. Karan Bharihoke, Adv.

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

A&N Admn. Mr. Bhupesh Narula, Adv.
Mr. K.V. Jagdishvaran, Adv.
Mrs. G. Indira, Adv.

Nagaland Mr. Edward Belho, AAG
Mrs. K. Enatoli Sema, Adv.
Mr. Amit Kumar Singh, Adv.
Mr. K. Luikang Michael, Adv.

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

Mr. Shuvodeep Roy, Adv. [AOR]

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

For Applicant (s) Mr. Sajan Poovayya, Sr. Adv.
Mr. Priyadarshi Banerjee, Adv.
Mr. Pratibhanu Kharola, Adv.
Mr. Saransh Kumar, Adv.
Mr. Saransh Jain, Adv.
Mr. Madhavban Sharma, Adv.
Mr. Meka Venkata Rama Krishna, Adv.
for
Mr. E.C. Agrawala, Adv.

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

Mr. S. Mukherjee, Adv.
Mr. Manoj K. Mishra, Adv. [AOR]
Mr. Umesh Dubey, Adv.
Mr. Sandeep Kr. Dwivedi, Adv.

Mr. R. Sudhinder, Adv.
Ms. Amrita Sarkar, Adv.
Mr. Ashok Mathur, Adv. [AOR]

Mr. Arvind Datar, Sr. Adv.
Mr. Nipun Saxena, Adv.
Mr. Namit Saxena, Adv.
Mr. Devanshu Sailan, Adv.
Mr. Aditya P. Arora, Adv.
Mr. Digant Kallol Deo, Adv.

Ms. Pallavi Pratap, Adv. [AOR]

Mr. Syed Jafar Alam, Adv.

Ms. Shivani Khandekar, Adv.

Mr. Arvind P. Datar, Sr. Adv.

Mr. Sriram P., Adv.

Mr. M.S. Vishnu Shankar, Adv.

Ms. Khushbu Jain, Adv.

Mr. Vishnu Shanker M.S., Adv.

Ms. Athira G. Nair, Adv.

Mr. Arjun Ranganathan, Adv.

Mr. Julien George, Adv.

Ms. Arundhati Gopal, Adv.

Mr. Nikhil Nayyar, Adv.

Mr. Bhavanishankar Gadnis, Adv.

Mr. Ramesh Kumar, Adv.

Intervenor-in-person

Applicant-in-person

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

Mr. Arvind P. Datar, learned senior counsel appearing for the petitioner in W.P.(C)No.1014/2017 commenced his arguments. He has assured us that he would conclude his arguments by 1:00 p.m. tomorrow.

Matter be listed tomorrow, the 07th March 2018 for further hearing.

(Subhash Chander)
AR-cum-PS

(H.S. Parasher)
Assistant Registrar