

ITEM NO.501

COURT NO.1

SECTION PIL-W

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) AND ANR.

Petitioner(s)

VERSUS

UNION OF INDIA AND 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 T.C. (C) No.151/2013 (XVI-A) T.C. (C) No.152/2013 (XVI-A) W.P. (C) No.833/2013 (PIL-W) W.P. (C) No.829/2013 (PIL-W) (and IA No.22171/2018-INTERVENTION APPLICATION and IA No.22174/2018-PERMISSION TO APPEAR AND ARGUE IN PERSON) T.P. (C) No.1797/2013 (XVI-A) W.P. (C) No.932/2013 (PIL-W) T.P. (C) No.1796/2013 (XVI-A) CONMT.PET. (C) No.144/2014 In W.P. (C) No.494/2012 (PIL-W) T.P. (C) No.313/2014 (XVI-A) T.P. (C) No.312/2014 (XVI-A) SLP(Cr1) No.2524/2014 (II-A) W.P. (C) No.37/2015 (PIL-W) W.P. (C) No.220/2015 (PIL-W) CONMT.PET. (C) No.674/2015 In W.P. (C) No.829/2013 (PIL-W) T.P. (C) No.921/2015 (XVI-A) CONMT.PET. (C) No.470/2015 In W.P. (C) No.494/2012 (PIL-W) W.P. (C) No.231/2016 (PIL-W) (FOR ON IA 1/2016(DIRECTION) FOR ON IA 2/2016(PERMISSION TO AMEND WRIT PETITION AND RAISING ADDTIONAL GROUNDS) CONMT.PET. (C) No.444/2016 In W.P. (C) No.494/2012 (PIL-W) CONMT.PET. (C) No.608/2016 In W.P. (C) No.494/2012 (PIL-W) 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) CONMT.PET. (C) No.844/2017 In W.P. (C) No.494/2012 (PIL-W) 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)
 W.P. (C)No.372/2017
 W.P. (C) No.841/2017 (X)
 (FOR ADMISSION and IA No.119235/2017-AMENDMENT OF THE PETITION)
 W.P. (C) No.1058/2017 (PIL-W)
 W.P. (C) No.966/2017 (PIL-W)
 (FOR ADMISSION and IA No.102155/2017-GRANT OF INTERIM RELIEF)
 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)
 W.P. (C) No.1002/2017 (PIL-W)
 W.P. (C) No.1056/2017 (X)
 (and IA No.6196/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS)
 CONMT.PET. (C) No.34/2018 in W.P. (C) No.1014/2017 (PIL-W)
 (In W.P. (C)No.1014/2017, For admission Contempt. Pet. (C)no.34/2018
 is to be shown in W.P.. (C)No.1014/2017)

Date : 09-05-2018 These petitions 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)

(In WP(C) 833/13) Ms.Vrinda Bhandari, Adv.
 Mr.Gautam Bhatia, Adv.
 Mr.N.Sai Vinod, Adv.
 Mr.Shadan Farasat, AOR

In WP(C)1056/17 Ms.Vrinda Bhandari, Adv.
 Mr.Gautam Bhatia, Adv.
 Mr.N.Sai Vinod, Adv.
 Mr.T.V.S. Raghavendra Sreyas, AOR

In WP(C)829/13, Mr.Shyam Divan, Sr. Adv.
 WP(C)220/15, Mr.Pratap Venugopal, Adv.
 Cont.Pet. (C) Ms.Surekha Raman, Adv.
 674/15 & WP(C) Mr.Prasanna S., Adv.
 797/16 Mr.Anuj Sarma, Adv.
 Ms.Niharika, Adv.
 Mr.Udayaditya Banerjee, Adv.
 Ms.Kanika Kalaiyarasan, Adv.
 for M/s.K J John and Co., Advs. [AOR]

In WP(C) 932/13
& Conmt.Pet.(C)
No.470/15

Mr.Shyam Diwan, Sr.Adv.
Dr.Abhishek Atrey, AOR
Ms.Vidyottma, Adv.

Mr.Gopal Subramanium, Sr.Adv.
Ms.Aishwarya Bhati, AOR
Mr.Pavan Bhushan, Adv.
Mr.Hitesh Kumar Saini, Adv.
Mr.Jayavardhan Singh, Adv.
Mr.Vivek Raja, Adv.
Mr.Prateek Chadha, Adv.
Mr.Talha Abdul Rahman, Adv.
Ms.Hima Lawrence, Adv.

Mr.Anando Mukherjee, AOR

Mr.Apar Gupta, Adv.
Mr. Rahul Narayan, AOR
Mr.Nappinai N.S., Adv.
Ms.Ananya Ghosh, Adv.
Ms.Bhabna Das, Adv.
Mr.Shashwat Goel, Adv.
Mr.Anand Kr.Sethi, Adv.

In WP(C)No.494/12

Mr.Anish Kumar Gupta, AOR
Mr.Avdhesh Kr.Singh, Adv.
Ms.Deepshikha Bharti, Adv.
Ms.Rita Gupta, Adv.
Ms.Harsha, Adv.

Mr.Prashant Bhushan, AOR

In WP(C)No.231/16

Mr.Muhammad Ali Khan, Adv.
Mr.Vikramaditya Singh, Adv.
Mr.R.V.Prabhat, Adv.
Mr.Gaurav Gupta, Adv.
Mr.Abishek Jebraj, Adv.
Mr.Omar Hooda, Adv.
Mr.Jaspal Singh, Adv.
Ms.Prianka Rao Khan, Adv.
Ms.Namra Nasir, Adv.
Mr.Zafar Khurshid, Adv.
Mr.Gautam Talukdar, AOR

Mr.Vipin Nair, AOR

Ms.Jyoti Mendiratta, AOR

Ms.Archana Pathak Dave, AOR

In T.C.(C)No.151/13 Mrs.Geetha Kovilan, Adv.

In WP(C)No.372/17 Mr.Bhanu Pratap Singh, Adv.
Mr.Pranaya Kumar Mohapatra, AOR

In WP(C) 1014/17 Mr.Arvind P.Datar, Sr.Adv.
Mr.Rahul Unnikrishnan, Adv.
Mr.Deepayan Mandal, AOR
Mr.Apar Gupta, Adv.

Petitioner-in-person

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

Mrs.Pragya Baghel, AOR

For Respondent(s)
Applicant(s) Mr.K.K. Venugopal, AG
Mr.Zoheb Hossain, Adv.
Mr.Ankur Talwar, Adv.
Ms.Shradha Deshmukh, Adv.
Ms.Charanya L.,Adv.
Mr.Rohit Bhat, Adv.
Mr.Rajat Nair, Adv.
Mr.Kanu Aggarwal, Adv.
Ms.Adeeba Mujahid, Adv.
Mr.Rajendra Dangwal, Adv.
Mr.Piyush Goyal, Adv.
Mr.Palash Maheshwari, Adv.
Ms.Bhavita Kumar, Adv.
Mr.Vivek Gurnani, Adv.
Ms.Priyanka Walesha, Adv.
Mr.S.S.Shamshery, Adv.
Mr.Harish V.Shenkar, Adv.
Ms.Rukmani Bobde, Adv.
Mr.R.Balasubramaniam, Adv.
Ms.Aarti Sharma, Adv.
Mr.Santosh Kr.Vishwakarma, Adv.
Mr.Raj Bahadur, Adv.
Mr.M.K.Maroria, Adv.

For State of Guj. Mr.Rakesh Dwivedi, Sr.Adv.
Mr.Zoheb Hussain, Adv.
Ms.Sansriti Pathak, Adv.
Ms.Shodhika Sharma, Adv.
Ms.Hemantika Wahi, AOR

For UIDAI Mr.Rakesh Dwivedi, Sr.Adv.
Mr.Zoheb Hussain, Adv.
Ms.Sansriti Pathak, Adv.
Mr.Rajendra Dangwal, Adv.

In WP(C)932/13 & Mr.Jayant Bhushan, Sr. Adv.
WP(C) 37/15 Mr.Kuldeep S. Parihar, Adv.

Mr.H.S.Parihar, AOR

In IA 6537/18 &
IA 6666/18 in
WP(C) 342/17

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

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.

For State of
Kerala

Mr. Nishe Rajan Shonker, Adv.
Ms.Anu K.Joy, Adv.
Mr.Alim Anvar, Adv.

For Intervenor
In IA 5890/18

Syed Jafar Alam, Adv.
Ms.Shivani Khandekar, Adv.

Ms.Khushbu Jain, Adv.
Mr.Sriram P., Adv.
Mr.Vishnu Shankar M.S., Adv.
Ms.Athira G.Nair, Adv.
Mr.Bipindra N.C., Adv.

For State of
Sikkim

Ms.Aruna Mathur, Adv.
Mr.Avneesh Arputham, Adv.
Ms.Anuradha Arputham, Adv.
Ms.Simran Jeet, Adv.
For M/S.Arputham Aruna & Co., AOR

For State of
Maharashtra

Mr.Zoheb Hossain, Adv.
Mr.Katneshwarkar, Adv.

For State of
Nagaland

Mr. Edward Belho, AAG
Ms. K. Enatoli Sema, Adv.
Mr. Amit Kumar Singh, Adv.
Mr. K. Luikang Michael, Adv.
Mr.Z.H.Isaac Haiding, Adv.

M/S. Lawyer S Knit & Co, AOR

M/s. Meharia & Company, Adv. [AOR]

I.A.No.8/2013 In
WP(C)No.494/12

Mr.Sai Krishna Rajagopal, Adv.
Mr.Julien George, Adv.
Ms.Arundhati Gopal, Adv.
Mr.Arjun Ranganathan, Adv.
Ms.Vaneesha Jain, Adv.

Mr.Nikhil Nayyar, Adv.

Mr.Milind Kumar, AOR

Mr. M. Shoeb Alam, AOR

Ms.Fauzia Shakil, Adv.

Mr.Ujjwal Singh, Adv.

Mr.Mojahid Karim Khan, Adv.

Mr.Dinkar Kalra, AOR

Mr.Gopal Singh, AOR

Ms.Rashmi Singhania, AOR

For State of
Telangana

Mr.S. Udaya Kumar Sagar, AOR

Mr.Mrityunjai Singh, Adv.

For State of
Jharkhand

Mr.Tapesh Kumar Singh, AOR

Mohd.Waquas, Adv.

Mr.Aditya Pratap Singh, Adv.

Mr.Jayesh Gaurav, Adv.

Mr.Ratan Kr.Choudhuri, Adv.

WP(C)No.494/12

Ms.Savita Singh, AOR

Mr.Jayant Mohan, AOR

For TRAI

Mr.Sanjay Kapur, AOR

Ms. Mansi Kapur, Adv.

Ms. Megha Karnwal, Adv.

Ms. Shubhra Kapur, Adv.

For State of
Meghalaya

Mr.Ranjan Mukherjee, AOR

Mr.Daniel Stone Lyngdoh, Adv.

Mr.K.V.Kharlyngdoh, Adv.

For State of
Mizoram

Mr.K.N. Madhusoodhanan, Adv.

Ms.Nitya Madhusoodhanan, Adv.

Mr.T. G. Narayanan Nair, AOR

For Govt. of
Puducherry

Mr.V. G. Pragasam, AOR

Mr.S.Prabu Ramasubramanian, Adv.

Mr.S.Manuraj, Adv.

Mr.Jagjit Singh Chhabra, AOR

For State of
Uttarakhand

Mr.Jatinder Kumar Bhatia, Adv.

Mr.Ashutosh Kumar Sharma, Adv.

Mr.Manish Vashishtha, AOR

For State of Haryana Mr. Anil Grover, AAG
Mr.Satish Kumar, Adv.
Mr. Shivam Kumar, Adv.
Mr. Sanjay Kumar Visen, AOR

For UT of Andaman & Nicobar Admn. Mr. Bhupesh Narula, Adv.
Mr. K.V. Jagdishvaran, Adv.
Mrs. G. Indira, Adv.

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

For State of A.P. Mr. Guntur Prabhakar, Adv.
Ms.Prerna Singh, Adv.

Ms.Ruchi Kohli, AOR

In I.A.No.32/15 In Mr.S.Mukherjee, Adv.
WP(C)No.494/12 Mr.Manoj K. Mishra, AOR
Mr.Umesh Dubey, Adv.
Mr.Ashish Kumar Mishra, Adv.

Mr.Varinder Kumar Sharma, AOR

Mr.Aniruddha P. Mayee, AOR

Mr.Garvesh Kabra, AOR

Mr.Harish Pandey, AOR

In I.A.Nos.18 & 19/ Mr.Ashok Mathur, Adv.
2015 in WP(C) No. Mr.R.Sudhinder, Adv.
494/2012 Mr.Saumya Mehrotra, Adv.
Ms.Amrita Sarkar, Adv.

Mr.Anip Sachthey, AOR

Ms.Anitha Shenoy, AOR

For State of W.B. Mr.Chanchal Kumar Ganguli, AOR

Intervenor-in-person, AOR

For ECI Mr.Amit Sharma, AOR
Mr.Dipesh Sinha, Adv.
Ms.Ayiala I., Adv.

Applicant-in-person

Ms.Pallavi Pratap, AOR

Mr.K.V.Vijayakumar, Adv.
Ms.Maitreyee Mishra, Adv.
Mr.Kiran Karan Chawla, Adv.

Mr.Jogy Scaria, AOR

In TP(C)1796/13

Mr.Wills Mathews, Adv.
Ms.Anu George Canjanath Oppil, Adv.

Mr.Rabin Majumder, AOR

Mr.Harsh Kaushik, AOR

Mr.K. R. Sasiprabhu, AOR

In WP(C)1058/17

Dr.Lalit Bhasin, Adv.
Ms.Nina Gupta, Adv.
Ms.Palak Chadha, Adv.
Ms.Shireen Shukla, Adv.
Mr. Mudit Sharma, AOR

Mr. M. P. Vinod, AOR

For State of
Manipur

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

For State of Pb.

Mr.Karan Bharihoke, Adv.

For State of Assam

Mr.Shuvodeep Roy, Adv.

For State of
Tripura

Mr.Shuvodeep Roy, Adv.
Mr.Rituraj Biswas, Adv.

For State of
Arunachal Pradesh

Mr.Anil Shrivastav, Adv.
Mr.Suhaan Mukerji, Adv.
Ms.Astha Sharma, Adv.
Mr.Vishal Prasad, Adv.
Mr.Amjid Maqbool, Adv.
Mr.Amit Verma, Adv.
For PLR Chambers and Co., Adv.

UPON hearing the counsel the Court made the following

O R D E R

Mr.Shyam Diwan, learned senior counsel for the petitioner, in rejoinder, concluded his arguments. Thereafter, Mr.Gopal Subramaniam, learned senior counsel commenced his

arguments, which remained inconclusive.

Let these matters be listed on 10.05.2018 for further hearing.

(Chetan Kumar)
Court Master

(H.S.Parasher)
Assistant Registrar