

ITEM NO.301

COURT NO.6

SECTION X

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

WRIT PETITION (CIVIL) NO. 562/2012

ASSAM SANMILITA MAHASANGHA & ORS.

PETITIONER(S)

VERSUS

UNION OF INDIA & ORS.

RESPONDENT(S)

[WITH APPLN.(S) FOR DIRECTIONS AND EARLY HEARING AND IMPLEADMENT AS
PARTY RESPONDENT AND PERMISSION AND STAY AND OFFICE REPORT)

WITH

W.P.(C) NO. 274/2009

(WITH OFFICE REPORT)

W.P.(C) NO. 311/2015

(WITH APPLN.(S) FOR IMPLEADMENT AND SEEKING LEAVE TO FILE WRITTEN
ARGUMENTS AND OFFICE REPORT)

W.P.(C) NO. 450/2015

(WITH APPLN.(S) FOR DIRECTIONS)

W.P.(C) NO. 449/2015

(WITH APPLN.(S) FOR DIRECTIONS AND OFFICE REPORT)

W.P.(C) NO. 876/2014

(WITH APPLN.(S) FOR STAY AND OFFICE REPORT)

W.P.(C) NO. 68/2016

(WITH OFFICE REPORT)

Date : 10/03/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s)

WP(C) 562/12

Mr. Manish Goswami, Adv.

Mr. C.M. Angadi, Adv.

Ms. Varsha Rana, Adv.

Mr. Rameshwar Prasad Goyal, AOR

WP(C) 876/14, 311/15,
68/16 & rr
in WP(C) 562/12

Mr. Somiran Sharma, AOR

WP(C) 274/09

Mr. Arvind Kumar Sharma, AOR

WP(C) 450/15, 449/15

Mr. Partha Sil, AOR
Mr. Tavish B. Prasad, Adv.

For Respondent(s)

Mr. Anjani Kumar Mishra, AOR

Mr. Avijit Bhattacharjee, AOR

Mr. B. Krishna Prasad, AOR

Mr. Fuzail Ahmad Ayyubi, AOR
Mr. Abdul Qadir, Adv.
Mr. Asif, Adv.

State of Tripura

Mr. Gopal Singh, AOR
Mr. Rituraj Biswas, Adv.
Ms. Varsha Poddar, Adv.

Mr. Syed Ali Ahmad, Adv.
Mr. Syed Tanweer Ahmad, Adv.
Mr. S.S. Bandyopadhyay, Adv.
Mr. Mohan Pandey, AOR

Election Comm.

Ms. Meenakshi Arora, Sr. Adv.
Mr. Mohit D. Ram, AOR
Ms. Monisha Handa, Adv.

State of UP

Mr. Vibhu Tiwari, Adv.
Mr. Ravi Prakash Mehrotra, AOR
Mr. Ashutosh Kumar Sharma, Adv.

Mr. Shadan Farasat, AOR

Mr./Ms. Arna Das, Adv.
Mr. Shakil Ahmed Syed, AOR

Mr. Shibashish Misra, AOR
Ms. Minati Rani Mohapatra, Adv.

Mr. Shreekant N. Terdal, AOR

Mr. Milan Laskar, Adv.
Mr. Mir Imtiyaz, Adv.
Mr. Parvez Dabas, Adv.
Mr. Syed Mehdi Imam, AOR

Mr. Prateek Jalan, Adv.
Ms. Malvika Trivedi, Adv.
Mr. Rahul Kriplani, Adv.
Mr. Ankit Yadav, Adv.
Mr. T. Mahipal, AOR

State of Assam

Mr. Jaideep Gupta, Sr. Adv.
Ms. Krishna Sarma, AAG
Mr. Avijit Roy, Adv.
Mr. Navnit Kumar, Adv.
Ms. Kankana Arandhara, Adv.
For M/s Corporate Law Group, AOR

State of West Bengal

Mr. Soumitra G. Chaudhuri, Adv.
Mr. Parijat Sinha, Adv.

Gauhati HC

Ms. Sneha Kalita, AOR

Mr. P.S. Patwalia, ASG
Mr. Raghavendra M. Bajaj, Adv.
Mr. Tushar Bakshi, Adv.
Ms. Rashmi Malhotra, Adv.
Mr. Ritesh Kumar, Adv.
Ms. Sushma Suri, AOR

Mr. Anip Sachthey, AOR

Mr. B. Balaji, AOR

State of Chhattisgarh

Mr. C.D. Singh, Addl. Adv.Gen.
Mr. Sandeepan Pathak, Adv.

State of M.P.

Mr. C.D. Singh, AOR.
Mr. Sandeepan Pathak, Adv.

Mr. A.K. Sanghi, Sr. Adv.
Ms. Sunita Gautam, Adv.
Mr. M.P. Gupta, Adv.
Mr. D.S. Mahra, AOR

State of Karnataka

Mr. V.N. Raghupathy, AOR

Ms. Liz Mathew, AOR

Mr. M.F. Philip, Adv.

Mr. Snehasish Mukherjee, AOR

Mr. Ananga Bhattacharyya, AOR

Mr. Mukund P., Adv.

State of Bihar

Mr. Rudreshwar Singh, Adv.

Mr. Gautam Singh, Adv.

WP 867/15

Dr. Sumant Bharadwaj, Adv.

Mr. Aviral Saxena, Adv.

Mr. I.P. Singh, Adv.

Ms. Mridula Ray Bharadwaj, Adv.

Mr. Ashim Chamuah, Adv.

Mr. Chandan Kumar, Adv.

Mr. Chandra Bhushan Prasad, AOR.

Mr. Yogesh Kumar Dahiya, Adv.

Mr. A.V. Manavalan, Adv.

Mr. Guntur Prabhaka, AOR

Mr. Sapam Biswajit Meitei, Adv.

Mr. Z.H. Isaac Haiding, Adv.

Mr. S. Vijayanand Sharma, Adv.

Mr. B. Khushbansi, Adv.

Mr. Ashok Kumar Singh, Adv.

UPON hearing the counsel the Court made the following

O R D E R

I.A. NO...../2016 IN W.P. (CIVIL) NO.562 OF 2012

This application has been filed on behalf of
respondent No.4 - Election Commission of India, inter alia,
seeking following prayers:

(i) Pass appropriate directions to the respondent
-State of Assam for transfer of officers named
in Annexure A-5 and A-6.

(ii) Pass appropriate directions to the Respondent
State of Assam for transfer of officers which
may be recommended by the Applicant Commission
upon verified facts with respect to the conduct
of an officer during ensuing Legislative
Assembly Election in the State of Assam.

On consideration of the grounds stated, the prayers
made in the application, extracted above, are allowed and
the respondent State of Assam is directed to act
accordingly.

W.P.(C) NO.68 OF 2016

Issue notice.

To be heard along with Writ Petition (Civil) No.562
of 2012 and other connected matters.

[VINOD LAKHINA]
COURT MASTER

[ASHA SONI]
COURT MASTER