

ITEM NO.301

COURT NO.8

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(S). 562/2012

ASSAM SANMILITA MAHASANGHA & ORS.

PETITIONER(S)

VERSUS

UNION OF INDIA & ORS.

RESPONDENT(S)

[WITH APPLN.(S) FOR DIRECTIONS AND IMPEADMENT AND IMPEADMENT AS
PARTY RESPONDENT AND INTERVENTION AND STAY AND OFFICE REPORT]

WITH

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

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

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

(WITH OFFICE REPORT)

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

(WITH 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)

Date : 06/10/2015 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. Rameshwar Prasad Goyal, AOR

WP(C) 876/14, 311/15 &

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

Ms. Upma Shrivastava, Adv.

Mr. Ajoy Ghosh, Adv.

Mr. B. Krishna Prasad, AOR

Mr. Fuzail Ahmad Ayyubi, AOR

Mr. Anas Tanvir, Adv.

Mr. A. Rai, Adv.

Ms. Kanishka Prasad, Adv.

Mr. Abdul Qadir, Adv.

Mr. Gopal Singh, AOR

Mr. Rituraj Choudhary, Adv.

Mr. Mohan Pandey, AOR

Mr. Mohit D. Ram, AOR

State of UP

Mr. Ashutosh Kumar Sharma, Adv.

Mr. Ravi Prakash Mehrotra, AOR

Mr. Shadan Farasat, AOR

Mr. Shakil Ahmed Syed, AOR

Mr. Shibashish Misra, AOR

Mr. Shreekant N. Terdal, AOR

Mr. Somiran Sharma, AOR

Mr. Milan Laskar, Adv.

Mr. Parvez Dabas, Adv.

Mr. Ashok Kumar Juneja, Adv.

Mr. Chand Qureshi, 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. Tushar Bakshi, Adv. Ms. Rashmi Malhotra, Adv. Mr. R.M. Bajaj, Adv. Mr. Ritesh Kumar, Adv. Ms. Sushma Suri, AOR Mr. Anip Sachthey, AOR Mr. B. Balaji, AOR
State of Chhattisgarh	Mr. C.D. Singh, AOR Mr. Sandeepan Pathak, Adv. Mr. D.S. Mahra, AOR Mr. S.K. Pabbi, AAG Mr. Ajay K. Singh, Adv. Mr. Kuldip Singh, AOR Mr. Milind Kumar, AOR
State of Goa	Mr. Siddharth Bhatnagar, Adv. Mr. Sidharth Mohan, Adv. Ms. Garima Tiwari, Adv. Mr. Nirnimesh Dubey, AOR Mr. Samir Ali Khan, AOR
State of Sikkim	Ms. Aruna Mathur, Adv. Mr. Avneesh Arputham, Adv. Mr. Yusuf Khan, Adv. Ms. Anuradha Arputham, Adv. For M/s Arputham Aruna & Co., AOR

Mr. K.V. Jagdishvaran, Adv.
Ms. G. Indira, AOR

Ms. Hemantika Wahi, AOR
Ms. Jesal Wahi, Adv.
Ms. Puja Singh, Adv.

Ms. Rachana Srivastava, AOR

State of Rajasthan

Mr. S.S. Shamsbery, Adv.
Mr. Amit Sharma, Adv.
Ms. Ruchi Kohli, AOR

Mr. Abhijit Sengupta, AOR

Mr. G.S. Chatterjee, AOR

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

State of Nagaland

Mrs. K. Enatoli Sema, Adv.
Mr. Edward Belho, Adv.
Mr. Amit Kumar Singh, Adv.

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

We have considered the report of the Court Appointed Commissioner dated 4th October, 2015 filed pursuant to the order of this Court dated 14th July, 2015. Having perused the contents of the said report, we are of the view that the facts and findings mentioned therein should be responded to by the Union of India as well as the State of Assam. The response to the aforesaid report dated 4th October, 2015 including earlier two reports dated 5th June, 2015 and 29th June, 2015 be filed by the Union of India and the State of Assam within four weeks from today.

We have considered the report dated 5th October, 2015 filed by Shri Prateek Hajela, State Coordinator, NRC, Assam in compliance of the order of this Court dated 21st July, 2015, inter alia, seeking extension of time for publication of the draft NRC on 1st January, 2016. The learned State Coordinator has also stated before us that though it is not mentioned in the said report, the date of publication of final NRC may be fixed by the Court on 1st March, 2016.

Having considered all that has been stated in the aforesaid report dated 5th October, 2015 and the details of the process of verification undertaken, we are of the view that at this stage the date for publication of draft NRC should be fixed as 1st January, 2016 instead of 1st October, 2015. The process of verification including the field verification may be continued. Adequate manpower and NRC Kendras to deal with the process of verification including field staff as may be required may be engaged by the learned State Coordinator. In this regard, all assistance will be offered by the State of Assam by making available the requisite and adequate number of employees working at different levels in the State Government. We also direct the learned State Coordinator to file a report with regard

to the progress and result of the verification till date which would be considered by this Court on 5th November, 2015 at 3.00 p.m.

We request the Hon'ble the Chief Justice of India to make available this Bench on the said date i.e. 5th November, 2015 at 3.00 p.m.

[VINOD LAKHINA]
COURT MASTER

[ASHA SONI]
COURT MASTER