

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
RECORD OF PROCEEDINGS

Writ Petition (Civil) No.55/2019

JANHIT ABHIYAN

Petitioner(s)

VERSUS

UNION OF INDIA

Respondent(s)

(IA NO.118321/2019- FOR INTERVENTION; IA No.78059/2020 - FOR IMPEADMENT; IA NO.78060/2020 - FOR PERMISSION TO FILE IMPEADMENT; IA NO.78062/2020 - FOR EXEMPTION FROM FILING ATTESTED AFFIDAVIT; IA NO.78063/2020 - FOR TAGGING/DETAGGING; IA NO.78064/2020 - FOR EXEMPTION FROM FILING ATTESTED AFFIDAVIT; IA NO.96450/2020 - FOR EXEMPTION FROM FILING ATTESTED AFFIDAVIT; IA NO.126497/2022 - FOR INTERVENTION; IA NO.129021/2022 - FOR INTERVENTION/IMPEADMENT; IA NO.130318/2022 - FOR INTERVENTION/ IMPEADMENT; IA NO.130328/2022 - FOR INTERVENTION/IMPEADMENT; IA NO.130333/2022 - FOR INTERVENTION/IMPEADMENT; IA NO.130607/2022 - FOR INTERVENTION/IMPEADMENT; IA NO.132368/2022 - FOR INTERVENTION; IA NO.133670/2022 - FOR INTERVENTION/IMPEADMENT; and, IA NO.134125/2022 - FOR INTERVENTION)

WITH

T.C.(C) No. 8/2021 (XVI-A)

(IA NO.132213/2022 - FOR INTERVENTION/IMPEADMENT)

W.P.(C) No.596/2019 (X)

(IA NO.87113/2019 - FOR IMPEADMENT)

W.P.(C) No.446/2019 (PIL-W)

(FOR ADMISSION; and, IA No.130350/2021- FOR IMPEADMENT)

W.P.(C) No.427/2019 (X)

(FOR ADMISSION; and, IA No.55546/2019 - FOR EX-PARTE STAY)

W.P.(C) No.331/2019 (X)

W.P.(C) No.343/2019 (PIL-W)

(FOR ADMISSION; and, IA No.45038/2019 - FOR EX-PARTE STAY)

W.P.(C) No.798/2019 (PIL-W)

(FOR ADMISSION; and, IA No.91170/2019 - FOR EX-PARTE STAY)

W.P.(C) No.732/2019 (PIL-W)

(IA No.86439/2020 - FOR STAY)

W.P.(C) No.854/2019 (PIL-W)
(IA No.85373/2019 - FOR STAY)

T.C.(C) No.12/2021 (XVI-A)

T.C.(C) No.10/2021 (XVI-A)

T.C.(C) No.9/2021 (XVI-A)

W.P.(C) No.73/2019 (PIL-W)
(IA No.12600/2019 - FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES; and, IA No.12602/2019 - FOR STAY; IA No.35286/2019 - FOR IMPEADMENT, IA No.42250/2019 - FOR INTERVENTION; IA No.49600/2019 - FOR INTERVENTION; IA No.55246/2019 - FOR IMPEADMENT; IA No.111355/2019 - FOR INTERVENTION; IA No.111356/2019 - FOR EXEMPTION FROM FILING O.T.; and, IA No.130366/2021 - FOR INTERVENTION/IMPEADMENT)

W.P.(C) No.72/2019 (PIL-W)
(FOR ADMISSION; IA No.12370/2019 - FOR STAY; IA No.35234/2019 - FOR INTERVENTION/IMPEADMENT; and, IA No.130372/2021 - FOR INTERVENTION/IMPEADMENT)

W.P.(C) No.76/2019 (PIL-W)
(FOR ADMISSION; IA No.13320/2019 - FOR STAY; IA No.35236/2019 - FOR INTERVENTION/IMPEADMENT; and, IA No.130397/2021 - FOR INTERVENTION/IMPEADMENT)

W.P.(C) No.80/2019 (PIL-W)
(FOR ADMISSION; and, IA No.13950/2019 - FOR PERMISSION TO APPEAR AND ARGUE IN PERSON)

W.P.(C) No.222/2019 (PIL-W)
(FOR ADMISSION; and, IA No.33408/2019 - FOR STAY)

W.P.(C) No.249/2019 (PIL-W)
(FOR ADMISSION; IA No.35491/2019 - FOR EX-PARTE STAY; and, IA No.35492/2019 - FOR EXEMPTION FROM FILING O.T.)

W.P.(C) No.341/2019 (PIL-W)
(FOR ADMISSION)

T.P.(C) No.1245/2019 (XVI-A)
(FOR ADMISSION; and, IA No.97310/2019 - FOR STAY)

T.P.(C) No.2715/2019 (XVI-A)

T.P.(C) No.122/2020 (XVI-A)
(FOR ADMISSION; and, IA No.12236/2020 - FOR STAY)

SLP(C) No.8699/2020 (XV)
(FOR ADMISSION and I.R.; IA No.65946/2020 - FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT; IA No.65948/2020 - FOR EXEMPTION FROM FILING AFFIDAVIT; and, IA No.65949/2020 - FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

T.C.(C) No.7/2021 (XVI-A)

T.C.(C) No.11/2021 (XVI-A)

W.P.(C) No.69/2019 (PIL-W)
(FOR ADMISSION; and, IA No.11705/2019 - FOR STAY)

W.P.(C) No.122/2019 (PIL-W)
(FOR ADMISSION)

W.P.(C) No.106/2019 (PIL-W)
(FOR ADMISSION)

W.P.(C) No.95/2019 (PIL-W)
(FOR ADMISSION; and, IA No.15973/2019 - FOR STAY)

W.P.(C) No.133/2019 (PIL-W)
(FOR ADMISSION; and, IA No.21662/2019 - FOR EX-PARTE STAY)

W.P.(C) No.178/2019 (PIL-W)
(FOR ADMISSION; and, IA No.28123/2019 - FOR EX-PARTE STAY)

W.P.(C) No.182/2019 (PIL-W)
(FOR ADMISSION)

W.P.(C) No.146/2019 (X)
(IA No.23606/2019 - FOR STAY)

W.P.(C) No.168/2019 (PIL-W)
(FOR ADMISSION; and, IA No.26432/2019 - FOR EX-PARTE STAY)

W.P.(C) No.212/2019 (PIL-W)
(FOR ADMISSION; IA No.32228/2019 - FOR STAY; and, IA No.32231/2019 - FOR EXEMPTION FROM FILING O.T.)

W.P.(C) No.162/2019 (PIL-W)
(FOR ADMISSION)

W.P.(C) No.419/2019 (PIL-W)
(FOR ADMISSION; and, IA No.54583/2019 - FOR EX-PARTE STAY)

W.P.(C) No.473/2020 (X)
(IA No.48460/2020 - FOR EXEMPTION FROM FILING AFFIDAVIT; IANo.50680/2020 - FOR EXEMPTION FROM FILING NOTARISED/ATTESTED AFFIDAVITAND COURT FEE; and, IA No.52700/2020 - FOR EXEMPTION FROM FILING ATTESTED/NOTARIZED AFFIDAVIT)

**W.P.(C) No.493/2019 (PIL-W)
(IA No.62215/2019 - FOR STAY)**

Date : 20-09-2022 These petitions were called on for hearing today.

CORAM :

**HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE DINESH MAHESHWARI
HON'BLE MR. JUSTICE S. RAVINDRA BHAT
HON'BLE MS. JUSTICE BELA M. TRIVEDI
HON'BLE MR. JUSTICE J.B. PARDIWALA**

Counsel for the Parties:

**Mr. K.K. Venugopal, Attorney General
Mr. Tushar Mehta, SG
Mr. Sanjay Jain, ASG
Mr. R. Balasubramanian, Sr. Adv.
Ms. Shraddha Deshmukh, Adv.
Mr. Ankur Talwar, Adv.
Ms. Chinmayee Chandra, Adv.
Mr. Apoorv Kurup, Adv.
Mr. Kanu Agrawal, Adv.
Mr. Padmesh Mishra, Adv.
Ms. Vanshaja Shukla, Adv.
Mr. Digvijay Dam, Adv.
Mr. Amrish Kumar, AOR**

**Mr. Gopal Sankaranarayanan, Sr. Adv.
Mr. Senthil Jagadeesan, AOR
Ms. Jhanvi Dubey, Adv.
Ms. Ishita Chowdhury, Adv.
Ms. Shivani Vij, Adv.
Ms. Tanya A. Srivastava, Adv.
Ms. Aditi Gupta, Adv.**

**Mr. Shekhar Naphade, Sr. Adv.
Mr. D. Kumanan, AOR
Mr. Sheikh F. Kalia, Adv.
Ms. Racheedha, Adv.
Ms. Aishwarya Dash, Adv.
Ms. Farah Hashmi, Adv.
Mr. Kumar Mitakshar, Adv.
Dr. Prashant Pratap, Adv.**

Mr. Salman Khurshid, Sr. Adv.
 Ms. Nagma Imtiaz, Adv.
 Mr. Ahmed Zargham, Adv.
 Mr. Saif Naseem, Adv.
 Ms. Aadya Mishra, Adv.
 Ms. Asifa Rashid Mir, Adv.
 Ms. Maria Kousar, Adv.
 Ms. Shaikh Baby Khan, Adv.
 M/s. Equity Lex Associates, AOR

Mr. Jayanth Muth Raj, Sr. Adv.
 Mr. Roy Abraham, Adv.
 Ms. Malavika Jayanth, Adv.
 Ms. Miranda Solaman, Adv.
 Ms. Rajni Ohri Lal, Adv.
 Mr. Himinder Lal, AOR

Mr. Roy Abraham, Adv.
 Mr. A.N. Rajan Babu, Adv.
 Ms. Reena Roy, Adv.
 Ms. Seema Jain, Adv.
 Mr. Akhil Abraham Roy, Adv.
 Mr. Yaduinder Lal, Adv.
 Mr. Himinder Lal, AOR

Mr. Jayanth Muth Raj, Sr. Adv.
 Mr. Jaimon Andrews, Adv.
 Mr. Piyo Harold Jaimon, Adv.
 Mr. Firdouse C.P., Adv.

Prof. (Dr.) Ravi Verma Kumar, Sr. Adv.
 Mr. Subash Chandra Sagar, Adv.
 Dr. M.P. Raju, Adv.
 Mr. Rajendra Verma, Adv.
 Mr. S. S. Nehra, AOR
 Mr. Hemant Kumar Sagar, Adv.

Prof. (Dr.) Ravi Verma Kumar, Sr. Adv.
 Mr. A.D.N. Rao, Sr. Adv.
 Mr. Ashutosh Dubey, AOR
 Mr. Abhishek Chauhan, Adv.
 Mr. Amit P. Shahi, Adv.
 Mr. Rajshri A. Dubey, Adv.
 Mr. D. Shiva Shankar, Adv.
 Ms. Agrima Singh, Adv.
 Mr. Manish Dhingra, Adv.
 Ms. Ritambhara, Adv.
 Mr. H.B. Dubey, Adv.

Dr. K.S. Chauhan, Sr. Adv.
 Prof. (Dr.) K. Elumalai, Adv.
 Mr. Ajit Kumar Ekka, AOR
 Mr. Ravi Prakash, Adv.
 Mr. Abhishek Chauhan, Adv.
 Mr. Ajit Kumar, Adv.

Mr. Sanjay Parikh, Sr. Adv.
 Mr. Shashank Singh, AOR
 Ms. Disha Wadekar, Adv.
 Mr. Adil Sharfuddin, Adv.
 Mr. Anupam Chaudhary, Adv.
 Mr. Satwik Parikh, Adv.
 Mohd. Asad Khan, Adv.
 Mr. Ajay Prabhu, Adv.

Mr. Mahesh Jethmalani, Sr. Adv.
 Mr. Sourabh Mishra, AAG
 Mr. Yashraj Singh Bundela, GA
 Mr. Sunny Chaudhary, AOR
 Mr. Ravi Sharma, Adv.
 Mr. Ajay Awasthi, Adv.
 Ms. Mugdha Pande, Adv.

Mr. S. Niranjan Reddy, Sr. Adv.
 Mr. Mahfooz Ahsan Nazki, AOR
 Mr. Polanki Gowtham, Adv.
 Mr. Shaik Mohamad Haneef, Adv.
 Mr. T. Vijaya Bhaskar Reddy, Adv.
 Mr. K.V. Girish Chowdary, Adv.
 Ms. Rajeswari Mukherjee, Adv.
 Ms. Akhila Palem, Adv.
 Mr. Abhishek Sharma, Adv.
 Mr. Sahil Raveen, Adv.

Ms. Vibha Datta Makhija, Sr. Adv.
 Mr. Prashant Shukla, Adv.
 Mr. Praveen Gour, Adv.
 Ms. Sampriti Baksi, Adv.
 Ms. Baani Khanna, Adv.
 Mr. Suyash Shrivastava, Adv.
 Mr. Satyajeet Kumar, AOR
 Mr. Karan Mangain, Adv.

Mr. Soumya Chakarborty, Sr. Adv.
 Mr. Shobhit Tiwari, Adv.
 Mr. Lal Pratap Singh, Adv.
 Mr. Umesh Pratp Singh, Adv.
 Mr. Vishal Singh, Adv.
 Mr. R. C. Kohli, AOR

Mr. P. Wilson, Sr. Adv.
 Mr. R. Nedumaran, AOR
 Mr. Apoorv Malhotra, Adv.
 Mr. Arijit Singh, Adv.

Mr. Ravi K. Deshpande, Sr. Adv.
 Mr. Anshu R. Deshpande, Adv.

Prof. (Dr.) G. Mohan Gopal, Adv.
 Mr. Shishir Pinaki, Adv.
 Mr. Muzaffar Khan, Adv.
 Mr. Vijendra Mishra, Adv.
 Mr. V. Ramchander Gour, Adv.
 Ms. Mallika Das, Adv.
 Mr. B. Ramakrishna Rao, Adv.
 Mr. D. Mahesh Babu, AOR

Mr. Shadan Farasat, AOR
 Mr. Bharat Gupta, Adv.
 Mr. Shourya Dasgupta, Adv.
 Ms. Hrishika Jain, Adv.
 Mr. Aman Naqvi, Adv.
 Mr. Dhruv Bhatnagar, Adv.

Mr. Kaleeswaram Raj, Adv.
 Ms. Thulasi K. Raj, Adv.
 Mr. Alim Anvar, Adv.
 Mr. Mohammed Sadique T.A., AOR

Ms. Diya Kapur, Adv.
 Ms. Liz Mathew, AOR
 Mr. Siddharth Nath, Adv.
 Mr. Raghav Kumar, Adv.
 Mr. Aditya Lodha, Adv.
 Ms. Sonali Jain, Adv.
 Ms. Khushboo Hora, Adv.
 Ms. Vasudha Jain, Adv.

Mr. Sachin Patil, Adv.
 Mr. Geo Joseph, Adv.
 Mr. Durgesh Gupta, Adv.
 Mr. Kailas Bajirao Autade, AOR

Mr. Akash Kakade, Adv.
 Mr. Somanatha Padhan, AOR
 Mr. Ashok Anand, Adv.
 Mr. Rakesh Kumar Singh, Adv.
 Ms. Sukhada Kakade, Adv.
 Mr. Swetab Kumar, Adv.

Mr. A. Selvin Raja, AOR
 Mr. A. Raja Mohamed, Adv.
 Mr. A. Mohamed Yusuf, Adv.
 Ms. V. Shahira Banu, Adv.
 Mr. S.A.S. Alandeen, Adv.

Mr. P. A. Noor Muhamed, AOR
 Mr. K.P. Mohamad Shareef, Adv.
 Ms. Giffara S., Adv.
 Mr. Abdul Shukoor, Adv.
 Shereef K.A., Adv.

Mr. Varun Thakur, Adv.
 Mr. Brajesh Pandey, Adv.
 Mr. Varinder Kumar Sharma, AOR

Mr. Shashank Ratnoo, Adv.
 Mr. Brajesh Pandey, Adv.
 Mr. Varinder Kumar Sharma, AOR
 Mr. Rajbeer, Adv.

Mr. K.K.L. Gautam, Adv.
 Ms. Saroj Bala, Adv.
 Ms. Vaishali Nariyala, Adv.
 Mr. Kaushal Jeet Kait, Adv.
 Mr. Kritagya Kumar Kait, Adv.
 Mr. Manoj Sharma, Adv.
 Mr. Rahul Mohod, Adv.
 Mr. Abhishek Gurawa, Adv.
 Ms. Vasundhara Rana, Adv.
 Mr. Sanjeev Malhotra, AOR

Mr. Pukhrambam Ramesh Kumar, AOR
 Mr. Karun Sharma, Adv.
 Ms. Anupam Ngangom, Adv.
 Mr. Wahengbam Immanuel Maitei, Adv.

Mr. Vishnu Sharma, AOR
 Ms. Anupama Sharma, Adv.
 Mr. Amar Jyoti Sharma, Adv.
 Mr. Bir Inder Singh Gurm, Adv.

Dr. M.P. Raju, Adv.
 Mr. M. Vijaya Bhaskar, AOR
 Mr. Murari Lal, Adv.
 Mr. R.S.M. Kalky, Adv.
 Mr. S.P. Singh, Adv.
 Mr. Randhir Singh, Adv.
 Mr. Ramesh Kumar, Adv.

Mr. Abhisar Thakral, Adv.
Mr. Raunak Vuttsya, Adv.
Mr. Milind Singh, Adv.
Mr. S. Gowthaman, AOR

Mr. Sudhansu Palo, AOR
Mr. Raj Kumar Yadav, Adv.
Mr. Budha Dev Palo, Adv.
Mr. Gautam Das, Adv.
Mr. Sanjeev Kumar, Adv.
Ms. Ipsita Behura, Adv.
Mr. Narendra Kumar, Adv.

Dr. Charu Mathur, Adv.
Ms. Tanvi Dubey, Adv.
Mr. Rahul Unnikrishnan, Adv.
Mr. Malak Bhatt, Adv.
Mr. Sanjay Kumar Dubey, Adv.

Mr. Haris Beeran, Adv.
Mr. Mustaq Salim, Adv.
Mr. Usman Ghani Khan, Adv.
Mr. Azhar Assees, Adv.
Mr. Radha Shyam Jena, AOR

Mr. V. K. Biju, AOR
Ms. Swathi H. Prasad, Adv.
Ms. Ria Sachthey, Adv.
Mr. Chetanya Singh, Adv.
Mr. Amlendu Kumar Akhilesh Kumar Jha, Adv.
Dr. Ranjeet Bharti, Adv.
Ms. Rubina Jawed, Adv.
Mr. Parthsarathi M. Saraf, Adv.

Mr. Siddharath Dharmadhikari, Adv.
Mr. Aaditya A. Pande, AOR
Mr. Bharat Bagla, Adv.

Mr. Dinesh P. Rajbhar, Adv.
Mr. Kasoju Mahesh Chary, Adv.
Ms. Anzu. K. Varkey, AOR

Mr. Himanshu Tyagi, AOR
Mr. Ayush Negi, Adv.
Ms. Disha Mittal, Adv.
Mr. Saurabh Kumar, Adv.

Mr. K. V. Mohan, AOR
Mr. K.V. Balakrishnan, Adv.
Mr. Rahul Kumar Sharma, Adv.

Ms. Vanshaja Shukla, AOR
Mr. Sajal Singhai, Adv.

Mr. Nirmal Kumar Ambastha, AOR
Ms. Ashmita Bisariya, Adv.

Mr. Yadav Narender Singh, AOR

Mr. Pratik R. Bombarde, AOR

Ms. Manju Jetley, AOR

Mr. Rahul Narayan, AOR

Mr. Zulfiker Ali P. S, AOR

Mr. Satya Mitra, AOR

Mr. Rakesh Kumar, AOR

Mr. Namit Saxena, AOR

Ms. Niranjana Singh, AOR

Mr. Annam Venkatesh, AOR

Mr. Nishant Ramakantrao Katneshwarkar, AOR

Mr. V. N. Raghupathy, AOR

Mr. Gaurav Sharma, AOR

Ms. Savita Singh, AOR

Mr. Subodh S. Patil, AOR

Ms. Deepanwita Priyanka, AOR

Mr. A. Karthik, AOR

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

Mr. Gopal Sankaranarayanan, learned Senior Advocate resumed his arguments at 10.30 a.m. and concluded at 12.40 p.m.; Mr. Shekhar Naphade, learned Senior Advocate commenced his arguments at 12.40 p.m. and concluded at 1.05 p.m.; Mr. Jayanth Muth Raj, learned Senior Advocate commenced his arguments at 2.00 p.m. and concluded at 2.20 p.m.; and, Mr. Ravi K. Deshpande, learned Senior Advocate commenced his arguments at 2.20 p.m. and concluded at 2.25 p.m.

Thereafter, we have also heard submissions advanced by Mr. Sachin Patil, Mr. Shashank Ratnoo, Mr. Varun Thakur, Mr. P.A. Noor Muhammed and Mr. A. Selvin Raja, learned Advocates.

After conclusion of the arguments advanced on behalf of the petitioners as well as intervenors, Mr. K.K. Venugopal, learned Attorney General for India commenced his arguments at 2.55 p.m. and continued till rising of the Court.

For further hearing, list the matters on 21.09.2022 at 10.30 a.m., as Part-Heard.

(MUKESH NASA)
AR-cum-PS

(SANJAY KUMAR-II)
AR-cum-PS

(VIRENDER SINGH)
BRANCH OFFICER