

ITEM NO.24

COURT NO.1

SECTION XIV

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

Petition(s) for Special Leave to Appeal (C) No(s). 3076-3079/2014

(Arising out of impugned final judgment and order dated 29/11/2013 in RP No. 1 to 4 of 2011 passed by the Krishna Water Disputes Tribunal (KWDT-II), New Delhi)

STATE OF A.P

Petitioner(s)

VERSUS

STATE OF KARNATAKA & ORS.

Respondent(s)

(With application(s) for exemption from filing c/c of the impugned judgment and office report)

I.A. Nos.5-8 of 2014 in SLP(C) Nos. 3076-3079 of 2014
(Applications for directions)

I.A.Nos.9-12 of 2014 in SLP(C) Nos. 3076-3079 of 2014
(Applications for impleadment on behalf of State of Telangana)

WITH

SLP(C) No.10498/2011
(With application for stay and office report)

I.A. No.4 of 2014 in SLP(C) No.10498 of 2011
(Application for impleadment on behalf of State of Telangana)

SLP(C) Nos.7457-7460/2014
(With application for exemption from filing c/c of the impugned judgment, permission to file lengthy list of dates and office report)

I.A.Nos.9-13 of 2014 in SLP(C) Nos.7457-7460 of 2014
(Applications for amendment of the Cause Title)

I.A. Nos.14-17 in SLP(C) Nos.7457-7460 of 2014
(Applications for impleadment on behalf of State of Telangana)

Date : 29/08/2014 These applications/petitions were
called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s) Mr. K. Parasaran, Sr. Adv.
Mr. A.K. Ganguli, Sr. Adv.
Mr. D. Srinivas, AAG
Mr. Guntur Prabhakar, Adv.
Mr. G. Umapathi, Adv.

Mr. Anil B. Divan, Sr. Adv.
Mr. S.S. Javali, Sr. Adv.
Mr. Mohan V. Katarki, Adv.
Mr. V. N. Raghupathy, Adv.
Mr. Brijesh Kalappa, Adv.
Mr. Ranvir Singh, Adv.

For Respondent(s) Mr. T.R. Andhyarujina, Sr. Adv.
Mr. D. M. Nargolkar, Adv.

Mr. S. Wasim A. Qadri, Adv.
Mr. S.S. Rawat, Adv.
Mr. D.S. Mahra, Adv.

Mr. C.S. Vaidyanathan, Sr. Adv.
Mr. Vidhya Sagar, Adv.
Mr. Ravinder Rao, Adv.
Mr. Krishnamurthy Swami, Adv.

Mr. Anil B. Divan, Sr. Adv.
Mr. S.S. Javali, Sr. Adv.
Mr. Mohan V. Katarki, Adv.
Mr. V. N. Raghupathy, Adv.
Mr. Brijesh Kalappa, Adv.
Mr. Ranvir Singh, Adv.

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

I.A. Nos.5-8 of 2014 in SLP(C) Nos. 3076-3079 of 2014

Mr. D.M. Nargolkar, advocate-on-record for the

applicant-State of Maharashtra, shall give a copy of the Applications for directions (I.A. Nos.5-8 of 2014) to Mr. Krishnamurthi Swami, advocate-on-record for the State of Telangana.

All the three States, namely, State of Karnataka, State of Andhra Pradesh and State of Telangana and so also Union of India may respond to the aforesaid applications within four weeks.

List these applications for consideration after four weeks.

I.A.Nos.9-12 of 2014in SLP(C) Nos. 3076-3079 of 2014

Mr. C.S. Vaidyanathan, learned senior counsel for the applicant-State of Telangana states that the applicant may be impleaded as proforma respondent as applicant reserves its right in challenging the impugned order by a separate special leave petition.

In view of the above, applicant-State of Telangana is impleaded as proforma respondent being respondent No.4.

Amended cause title shall be filed by the advocate-on-record for the State of Andhra Pradesh within two weeks.

I.A. Nos. 9-12 of 2014 are allowed accordingly.

I.A. No.4 of 2014 in SLP(C) No.10498 of 2011

Mr. C.S. Vaidyanathan, learned senior counsel for the applicant-State of Telangana states that the applicant may be impleaded as proforma respondent as applicant reserves its right in challenging the impugned order by a separate special leave petition.

In view of the above, applicant-State of Telangana is impleaded as proforma respondent being respondent No.3.

Amended cause title shall be filed by the advocate-on-record for the State of Andhra Pradesh within two weeks.

I.A. No.4 of 2014 is allowed accordingly.

I.A.Nos.9-13 of 2014 in SLP(C) Nos.7457-7460 of 2014

Section 104 of Andhra Pradesh Reorganisation Act, 2014 reads as under:-

"Where, immediately before the appointed day, the existing State of Andhra Pradesh is a party to any legal proceedings with respect to any property, rights or liabilities subject to apportionment between the States of Andhra Pradesh and

Telangana under this Act, the State of Andhra Pradesh or the State of Telangana which succeeds to, or acquires a share in, that property or those rights or liabilities by virtue of any provision of this Act shall be deemed to be substituted for the existing State of Andhra Pradesh or added as a party to those proceedings, and the proceedings may continue accordingly."

In view of the above, the prayer made in the application is granted in terms of para 5 of the application. Accordingly, existing respondent No.1 shall be designated now as follows :-

- 1(a) State of Andhra Pradesh
Represented by the Chief Secretary
Government of Andhra Pradesh
Secretariat Building
Hyderabad 500 022
- 1(b) State of Telangana
Represented by the Chief Secretary
Government of Telangana
Central Secretariat
Hyderabad 500 022

Amended cause title filed by the Advocate on Record be taken on record and cause-title be amended accordingly.

I.A. Nos. 9-13 of 2014 are allowed accordingly.

I.A. Nos.14-17 in SLP(C) Nos.7457-7460 of 2014

In light of the order passed in I.A. 9-13 of 2014 in SLP(C) Nos.7457-7460 of 2014, no separate order needs to be passed in these applications.

I.A. Nos. 14-17 of 2014 stand disposed of accordingly.

(Neetu Khajuria)
Sr.P.A.

(Renu Diwan)
Court Master