

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 ADDITIONAL 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 : 21-03-2018 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) Mr.K.V.Vishwanathan, Sr.Adv.
 (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 Mr.K.V.Vishwanathan, Sr.Adv.
 Ms.Vrinda Bhandari, Adv.
 Mr.Gautam Bhatia, Adv.
 Mr.N.Sai Vinod, Adv.
 Mr.T.V.S. Raghavendra Sreyas, AOR

Mr. Shyam Divan, Sr. Adv.
 Mr. Pratap Venugopal, Adv.
 Ms.Surekha Raman, Adv.
 Mr.Aman Shukla, Adv.
 Ms. Kanika Kalaiyarasan, Adv.
 for M/s. K J John And Co., Adv. [AOR]

Mr.Anando Mukherjee, AOR

Mr.Rakesh Dwivedi, Sr.Adv.
Mr.Zoheb Hossain, Adv.
Ms.Sansriti Pathak, Adv.
Ms.Hemantika Wahi, Adv.

In T.C. (C) 152/13 Ms. Meenakshi Arora, Sr. Adv.
Mr. Rahul Narayan, AOR
Mr.Nappinai N.S., Adv.
Ms.Annanya Ghose, Adv.
Ms.Bhabna Das, Adv.
Mr.Shashwat Goel, Adv.

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

In WP(C)No.494/12 Mr.Anish Kumar Gupta, AOR
Mr.Avdhesh Kumar Singh, Adv.
Mr.Rajendra Kumar Singh, Adv.
Mr.Chandra Shekhar Suman, Adv.
Ms.Rita Gupta, Adv.
Ms.Deepshikha Bharati, Adv.
Ms.Harsha, Adv.

Ms.Aishwarya Bhati, AOR
Mr.Anirben Sen, Adv.
Mr.Amit Verma, Adv.
Ms.Ritu Apoorva, Adv.
Mr.Vishwajeet Singh, Adv.
Mr.T.Gopal, Adv.

Mr.Prashant Bhushan, AOR

In WP(C) 231/16 Mr.Muhammad Ali Khan, Adv.
Mr.Vikramaditya Singh, Adv.
Mr.R.V.Prabhat, Adv.
Mr.Gaurav Gupta, Adv.
Mr.Omar Hoda, Adv.
Mr.Jaspal Singh, Adv.
Ms.Prianka Rao Khan, Adv.
Mr.Namra Nasir, Adv.
Mr.Gautam Talukdar, AOR

Mr.Vipin Nair, AOR

Ms.Jyoti Mendiratta, AOR

Ms.Archana Pathak Dave, AOR

Mr.P.R.Kovilan, Adv.

Ms. Geetha Kovilan, Adv.

Mr.Bhanu Pratap Singh, Adv.
Mr.Pranaya Kumar Mohapatra, AOR

In WP(C) 1014/17 Mr.Deepayan Mandal, AOR

Petitioner-in-person

Mr.Jayna Kothari, Adv.
Ms.Kavita Bhardwaj, Adv.
Dr.Anindita Pujari, Adv.

Mr.Koshy John, Adv.
Mr.Md.Nizam Pasha, Adv.
Ms.Anusha Nagarajan, Adv.
Mr.Adit Pujari, Adv.
Mrs.Pragya Baghel, AOR
Ms.Ranjeeta Rohatgi, Adv.
Mr.Samten Doma, Adv.

For Respondent(s) Applicant(s) Mr. K.K. Venugopal, AG
Mr.Tushar Mehta, ASG
Mr. Zoheb Hossain, AOR
Mr.S.S.Shamshery, Adv.
Ms. Ankur Talwar, Adv.
Ms. Shraddha Deshmukh, Adv.
Ms.Charanya L.,Adv.
Ms. Adeeba Mujahid, Adv.
Mr. Rajendra Dangwal, Adv.
Mr. Piyush Goyal, Adv.
Mr. Kanu Aggarwal, Adv.
Mr. Rajat Nair, Adv.
Mr. Palash Maheshwari, Adv.
Mr.Fahad M.Khan, Adv.
Mr.R.Balasubramaniam, Adv.
Mr.Raj Bahadur, Adv.

For State of Kerala Mr. Nishe Rajan Shonker, Adv.
Mrs. Annu K. Joy, Adv.
Mr. Manav Vohra, Adv.
Mr. Krishna Dev J., Adv.
Mr. Amith Krishna, Adv.
Mr. Mohammed Sadique T.A., Adv.
Mr.Alim Anvar, Adv.
Ms.Svadha Shankar, Adv.

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

In WP(C) 932/13 &
WP(C) 37/15

Mr. Jayant Bhushan, Sr. Adv.
Mr. Kuldeep S. Parihar, Adv.
Mr. H. S. Parihar, AOR
Mr. Ketan Paul, Adv.

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.

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 And Co, AOR

Mr. E. C. Agrawala, AOR

For State of
Nagaland

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

Ms. Bina Madhavan, Adv.
Ms. Swati Bhardwaj, Adv.
Ms. Ramandeep Kaur, Adv.
Ms. Shreyasi Kunwar, Adv.
For M/S. Lawyer S Knit & Co, AOR

Mr. Zoheb Hossain, Adv.
Ms. Rohini Musa, Adv.
Mr. N. R. Katneshwarkar, Adv.

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

Mr. Saikrishna Rajgopala, Adv.
Ms. 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

Mr. Dinkar Kalra, AOR

For State of
Tripura

Mr. Gopal Singh, AOR
Mr. Rituraj Biwas, Adv.

Mr.Gopal Singh, Adv.
Ms.Vimla Sinha, Adv.

Ms.Rashmi Singhanian, AOR

For E.C.I. Mr.Mohit D. Ram, Adv.

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.

Ms.Savita Singh, AOR

Mr.Jayant Mohan, AOR

Mr.Sanjay Kapur, AOR
Ms. Megha Karnwal, Adv.
Ms. Mansi Kapur, Adv.
Ms. Shubhra Kapur, Adv.

For State of
Karnataka Mr. Devadatt Kamat, Addl. Adv. Gen.
Mr. Joseph Aristotle S., Adv.
Mrs. Priya Aristotle, Adv.
Mr. Rajesh Inamdar, Adv.
Mr. Ashish Yadav, Adv.
Mr. Javedur Rehman, Adv.
Mr. Aditya Bhat, Adv.

For State of
Meghalaya Mr.Ranjan Mukherjee, AOR

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
Ms.Noopur Singhal, 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 Chautervedi, Adv.
Mr.Hitesh Kumar Sharma, Adv.
Mr.S.K.Rajora, Adv.

For State of A.P.

Mr. Guntur Prabhakar, Adv.
Ms.Prerna Singh, Adv.

Ms.Ruchi Kohli, AOR

Mr.S.Mukherjee, Adv.
Mr.Manoj K. Mishra, AOR
Mr.Umesh Dubey, Adv.
Mr.Ashish Kumar Mishra, Adv.

Mr.Varinder Kumar Sharma, AOR

M/S. Corporate Law Group, AOR

Mr.Aniruddha P. Mayee, AOR

Mr.Garvesh Kabra, AOR

Mr.Harish Pandey, AOR

Mr.Ashok Mathur, Adv.
Mr.R.Sudhinder, Adv.
Mr.Saumya Mehrotra, Adv.
Ms.Amrita Sarkar, Adv.

Mrs.Anil Katiyar, AOR

Mr.Anip Sachthey, AOR

Ms.Anitha Shenoy, AOR

Dr. (Mrs.) Vipin Gupta, AOR

For State of W.B.

Mr.Chanchal Kumar Ganguli, AOR

Mr.Suhaan Mukerji, Adv.
Mr.Harsh Hiroo Gusahani, Adv.
Mr.Vishal Prasad, Adv.
Ms.Astha Sharma, Adv.

Ms.Pallavi Saharma, Adv.

Intervenor-in-person, AOR

Mr.Amit Sharma, AOR

Applicant-in-person

Ms.Nipun Saxena, Adv.

Mr.Namit Saxena, Adv.

Mr.Devanshu S., Adv.

Mr.Aditya P.Arora, Adv.

Mr.Digant K.Deo, Adv.

Ms.Pallavi Pratap, AOR

Mr.K.V.Vijayakumar, Adv.

Ms.Maitreyee Mishra, Adv.

Mr.Muthu Vel Palani M., Adv.

Mr.Jogy Scaria, AOR

Mr.Wills Mathews, Adv.

Mr.Rabin Majumder, AOR

M/S. Khaitan & Co., AOR

Mr.Harsh Kaushik, AOR

Mr.K. R. Sasiprabhu, AOR

Dr.Lalit Bhasin, Adv.

Ms.Nina Bhasin, Adv.

Mr.Shireen Shukla, Adv.

Mr. Mudit Sharma, AOR

Mr. M. P. Vinod, AOR

For Intervenor

Syed Jafar Alam, Adv.

Ms.Shivani Khandekar, Adv.

For State of
Manipur

Mr.Leishangthem Roshmani Kh., Adv.

Ms.Maibam Babina, Adv.

Mr.Fuzail Ahmad Ayyubi, Adv.

Mr.Karan Bharihoke, Adv.

Ms.Aparna Bhat, Adv.

Mr.Mayank Sapra, Adv.

Mr.Jawaher Raja, Adv.

Mr.Pukhrambam Ramesh Kumar, Adv.

Ms.Rahat Sharma, Adv.

Mr.Jaideep Singh, Adv.

Mr.Amit Verma, Adv.

Mr.Gopal Sankaranarayanan, Adv.

Ms.Savita Singh, Adv.

Mr.Shrutunjay Bhardwaj, Adv.

Mr.Veera Mahali, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Mr.K.K.Venugopal, learned Attorney General for India commenced his arguments, which remained inconclusive.

Let the matter be listed on 22.03.2018 for further hearing.

(Chetan Kumar)
Court Master

(H.S.Parasher)
Assistant Registrar