

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). 473/2005

SAMPURNA BEHRUA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

Date : 11-07-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s)

Mr. Colin Gonsalves, Sr. Adv.
Ms. Sneha Mukherjee, Adv.
Ms. Jyoti Mendiratta, Adv.

For Respondent(s)
UOI

Ms. Pinky Anand, ASG
Mrs. V. Mohana, Sr. Adv.
Mr. Ajit Kr. Sinha, Sr. Adv.
Mr. S. Wasim Quadri, Adv.
Ms. Gunwant Dara, Adv.
Mr. Sanjai Kumar Pathak, Adv.
Mr. R.K. Rathore, Adv.
Mr. R.R. Rajesh, Adv.
Ms. Alka Agrawal, Adv.
Mr. Ajay Amritraj, Adv.
Ms. Sunita Sharma, Adv.
Ms. Snidha Mehra, Adv.
Mr. G.S. Makker, AOR
Mr. Vikas Bansal, Adv.
Mr. Raj Bahadur, Adv.
Mr. B.K. Prasad, Adv.

NALSA

Ms. Indu Malhotra, Sr. Adv.
Mr. Gagan Gupta, Adv.

STATES

AP

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

Arunachal Pradesh

Mr. Anil Shrivastav, AOR
Mr. Rituraj Biswas, Adv.

Assam

Mr. Shuvodeep Roy, AOR

Bihar	Mr. Gopal Singh, Adv. Mr. Rituraj Biswas, Adv. Mr. Shreyas Jain, Adv. Mr. Kumar Milind, Adv.
Chhattisgarh	Mr. Aniruddha P. Mayee, AOR Mr. Avnish Oza, Adv. Mr. A. Selvin Raja, Adv.
Goa	Mr. Arjun Bobde, Adv. Mrs. Praneeta Sharma, Adv. Ms. Richa Relhan, Adv. Ms. Surabhi Sardana, Adv. Mr. Rajat Joseph, Adv.
Gujarat	Ms. Hemantika Wahi, AOR Ms. Jesal Wahi, Adv. Ms. Puja Singh, Adv. Ms. Mamta Singh, Adv.
Haryana	Dr. Monika Gusain, AOR.
H.P.	Mr. D.K. Thakur, AAG Mr. V.K. Sharma, AOR
J&K	Mr. M. Shoeb Alam, Adv. Ms. Fauzia Shakil, Adv. Mr. Ujjwal Singh, Adv. Mr. Mojahid Karim Khan, Adv.
Jharkhand	Mr. Jayesh Gaurav, Adv. Mr. Ratan Kr. Choudhuri, Adv.
Kerala	Mr. G. Prakash, AOR Mr. Jishnu M.L., Adv. Ms. Priyanka Prakash, Adv. Mrs. Beena Prakash, Adv.
Karnataka	Mr. V. N. Raghupathy, Adv. Mr. Lagnesh Mishra, Adv. Mr. Parikshit P. Angadi, Adv.
Maharashtra	Mr. Kunal A. Cheema, AAG Mr. Yogesh K. Ahirrao, Adv. Mr. Nishant R. Katneshwarkar, Adv.
Manipur	Ms. Sapam Biswajit Meitei, Adv. Mr. Naresh Kumar Gaur, Adv. Mr. Ashok Kr. Singh, AOR.
Meghalaya	Mr. Ranjan Mukherjee, AOR

	Mr. S. Sanyal, Adv.
M.P.	Mr. Mishra Saurabh, AOR.
Mizoram	Mr. P. V. Yogeswaran, AOR
Nagaland	Mrs. K. Enatoli Sema, Adv. Mr. Edward Belho, AAG Mr. Amit Kumar Singh, Adv. Mr. K. Luikang Michael, Adv. Ms. Elix Gangmei, Adv. Mr. Z.H. Issac Haiding, Adv.
Odisha	Mr. Sibho Sankar Mishra, AOR. Mr. Niranjana Sahu, Adv.
Punjab	Mr. Ajay Bansal, AAG Mr. Gaurav Yadava, Adv. Mr. Sanjay Kumar Visen, Adv. Mr. Karan Bharihok, Adv.
Rajasthan	Mr. Ajay Kapur, AAG Mr. Anirudh Singh, Adv. Mr. Milind Kumar, AOR
Sikkim	Ms. Aruna Mathur, Adv. Mr. Avneesh Arputham, Adv. Mr. Amit Arora, Adv. Ms. Anuradha Arputham, Adv. for M/s Arputham Aruna & Co.
Tamil Nadu	Mr. M. Yogesh Kanna, AOR Ms. Nithya, Adv. Mrs. Maha Lakshmi, Adv. Mr. Partha Sarathi, Adv.
Telangana	Mr. S. Udaya Kumar Sagar, Adv. Mr. Mrityunjai Singh, Adv.
Tripura	Mr. Gopal Singh, AOR Mr. Rituraj Biswas, Adv.
Uttarakhand	Mr. Jatinder Kumar Bhatia, AOR Mr. A.K. Sharma, Adv.
U.P.	Mr. Adarsh Upadhyay, AOR Mr. Utkarsh Sharma, Adv. Ms. Pragati Neekhara, Adv.
WB	Ms. Nandini Sen, Adv. Mr. Chanchal Kr. Ganguli, AOR

U.T.

A&N

Mr. K.V. Jagdishvaran, Adv.
Ms. G. Indira, AOR
Mr. J. Hillson Angam, Adv.

Puducherry

Mr. V. G. Pragasam, AOR
Mr. Prabu Ramasubramanian, Adv.

Mr. T.N. Rama Rao, Adv.
Mr. Hitesh Kumar Sharma, Adv.
Mr. T. Veera Reddy, Adv.
Mr. G. N. Reddy, Adv.

Mr. Khwairakpam Nobin Singh, Adv.

Mr. Naresh K. Sharma, Adv.

Mr. P. V. Dinesh, Adv.

Mr. Radha Shyam Jena, Adv.

Mr. Ratan Kumar Choudhuri, Adv.

Mr. T. Harish Kumar, Adv.

Ms. Asha Gopalan Nair, Adv.

Ms. Kamini Jaiswal, Adv.

Ms. Sushma Suri, Adv.

M/s. Venkat Palwai Law Associates

UPON hearing the counsel the Court made the following

O R D E R

Andhra Pradesh

The Secretary, Department of Women and Child Development is present in the Court today. The costs have been paid in terms of order dated 05.04.2017 but the SCPCR has not yet been constituted. She says that another three weeks' time is required for the constitution of the SCPCR.

Time sought for is granted subject to further payment of costs of Rs.50,000/- which should be deposited in the Supreme Court Legal Services Committee within two weeks from today for utilization of juvenile justice issues.

Assam

Learned counsel says that the SCPCR has been constituted but he is unable to inform us about the Chairperson or Members of the SCPCR. He says that an affidavit will be filed within a week.

The Registry is directed to accept the affidavit subject to payment of costs of Rs.25,000/-. Costs be paid within one week from today.

Costs in terms of our order dated 05.04.2017 has been paid.

Bihar

The SCPCR has been constituted on 03.05.2017 and costs have been paid in terms of order dated 05.04.2017 .

Chandigarh

There is no appearance on behalf of the Union Territory of Chandigarh. There is no intimation whether the SCPCR is constituted. Costs in terms of our order dated 05.04.2017 have also not been paid.

For this totally unnecessary adjournment, the Union Territory of Chandigarh will pay further costs of Rs.50,000/- for no intimation of whether the SCPCR has been constituted and

Rs.50,000/- for not paying the costs in terms of our earlier order. In other words, the Union Territory of Chandigarh will pay additional costs of Rs.1,00,000/- in addition to the costs of Rs.50,000/- imposed earlier. The deposit be made within four weeks from today.

The Secretary of the Department of Women and Child Development should be present in the Court on the next date of hearing.

Delhi

Costs have been paid in terms of our earlier order.

Learned counsel is unable to tell us whether the SCPCR is constituted or not. She says that she has no instructions in this regard.

For this unnecessary adjournment, costs of Rs.50,000/- is imposed on the Union Territory of Delhi.

The Secretary in the Department of Women and Child Development should be present on the next date of hearing.

Goa

It is stated by learned counsel that the SCPCR was formed on 27.03.2015 and costs have also been paid in terms of order dated 05.04.2017.

Gujarat

It is stated by learned counsel that the SCPCR has been constituted and costs have been paid in terms of order dated 05.04.2017.

Kerala

The SCPCR has been constituted on 29.04.2017 and costs have been paid in terms of order dated 05.04.2017.

Madhya Pradesh

Costs have been paid in terms of our earlier order. The SCPCR has not yet been constituted.

Four weeks' time, as sought for, is granted for constituting the SCPCR subject to payment of costs of Rs.50,000/- to the Supreme Court Legal Services Committee within four weeks from today for utilization of juvenile justice issues.

The Secretary in the Department of Women and Child Development should be present on the next date of hearing.

Maharashtra

It is stated by learned counsel that the SCPCR has been constituted on 20.05.2017 and costs have been paid in terms of order dated 05.04.2017.

Odisha

There is no intimation whether the SCPCR has been constituted. Costs in terms of our order dated 05.04.2017 have also not been paid.

For this totally unnecessary adjournment, the State of Odisha will pay additional costs of Rs.1,00,000/- in addition to the costs of Rs.50,000/- imposed earlier. The deposit be made within four

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weeks from today.

The Secretary of the Department of Women and Child Department should be present in the Court on the next date of hearing.

Tamil Nadu

It is stated by learned counsel that the SCPCR has been constituted on 08.05.2017 and costs have been paid.

Telangana

Costs have been paid.

The SCPCR has been constituted on 10.07.2017 without Chairperson.

Four weeks' time, as sought for, is granted subject to further payment of Rs.15,000/- to the Supreme Court Legal Services Committee within four weeks from today for utilization of juvenile justice issues.

Tripura

Since the SCPCR was already constituted on 01.04.2017, costs imposed earlier on the State of Tripura are therefore waived. It was not brought to our notice that the SCPCR has already been constituted.

Uttarakhand

The SCPCR has been constituted on 25.02.2017 and costs have been paid.

List the matter on 22nd August, 2017 on which date we will consider the computerization of the JJBs and CWCs.

(MEENAKSHI KOHLI)
COURT MASTER

(SHARDA KAPOOR)
ASSISTANT REGISTRAR