

ITEM NO.64

COURT NO.2

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(s) (Civil) No(s). 390/2017

SANKALP CHARITABLE TRUST

Petitioner(s)

VERSUS

UNION OF INDIA MINISTRY OF
HEALTH AND FAMILY WELFARE & ORS.

Respondent(s)

WITH

W.P.(C) No. 395/2017 (X)
(FOR EXEMPTION FROM FILING O.T. AND FOR DIRECTION
W.P.(C) No. 411/2017 (X)
SLP(C) No. 16424-16427/2017 (XII)
(FOR PERMISSION TO FILE SLP AND FOR EXEMPTION FROM FILING C/C OF
THE IMPUGNED JUDGMENT AND impleading party AND impleading party and
APPROPRIATE ORDERS/DIRECTIONS and IA No.55863/2017-APPROPRIATE
ORDERS/DIRECTIONS)
T.P.(C) No. 1031-1033/2017 (XVI -A)
SLP(C) No. 16307/2017 (XII)
SLP(C) No. 16311/2017 (XII)
W.P.(C) No. 424/2017 (X)
FOR EX-PARTE STAY AND FOR APPROPRIATE ORDERS/DIRECTIONS)
W.P.(C) No. 430/2017 (X)
(FOR APPROPRIATE ORDERS/DIRECTIONS)
W.P.(C) No. 426/2017 (X)
(FOR APPROPRIATE ORDERS/DIRECTIONS)
W.P.(C) No. 432/2017 (X)
(FOR GRANT OF INTERIM RELIEF)
W.P.(C) No. 437/2017 (X)
(FOR ADMISSION and EX-PARTE STAY)
W.P.(C) No. 438/2017 (X)
(FOR EX-PARTE STAY)
W.P.(C) No. 423/2017 (X)
(IA No.58710/2017-impleading party)
W.P.(C) No. 436/2017 (X)
(FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48158/2017)
W.P.(C) No. 445/2017 (X)
(FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48393/2017)
W.P.(C) No. 448/2017 (X)
(FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48405/2017)
W.P.(C) No. 441/2017 (X)
(FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48354/2017)
W.P.(C) No. 450/2017 (X)
(FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48414/2017)
W.P.(C) No. 442/2017 (X)
(FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48361/2017)

W.P. (C) No. 468/2017 (X)
 (FOR STAY APPLICATION ON IA 49408/2017)
 W.P. (C) No. 473/2017 (X)
 (FOR ADMISSION and IA No.49905/2017-EX-PARTE STAY)
 W.P. (C) No. 477/2017 (X)
 (FOR
 FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 50231/2017)
 W.P. (C) No. 480/2017 (X)
 W.P. (C) No. 496/2017 (X)
 (FOR ADMISSION and IA No.52343/2017-STAY APPLICATION)
 W.P. (C) No. 502/2017 (X)
 (FOR ADMISSION)
 W.P. (C) No. 511/2017 (X)
 (FOR ADMISSION and IA No.54230/2017-EX-PARTE STAY)
 T.P. (C) No. 1081/2017 (XVI -A)
 (FOR ADMISSION)
 W.P. (C) No. 520/2017 (X)
 (FOR ADMISSION and IA No.56047/2017-APPROPRIATE ORDERS/DIRECTIONS)
 W.P. (C) No. 438/2017 (X)
 (FOR EX-PARTE STAY ON IA 48203/2017)
 W.P. (C) No. 436/2017 (X)
 (FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48158/2017)
 W.P. (C) No. 430/2017 (X)
 (FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 47869/2017)
 SLP(C) No. 16424-16427/2017 (XII)
 (FOR PERMISSION TO FILE SLP ON IA 46782/2017 FOR EXEMPTION FROM
 FILING C/C OF THE IMPUGNED JUDGMENT ON IA 46783/2017 and IA
 No.55810/2017-impleading party and IA No.55817/2017-impleading
 party and IA No.55857/2017-APPROPRIATE ORDERS/DIRECTIONS and IA
 No.55863/2017-APPROPRIATE ORDERS/DIRECTIONS)
 W.P. (C) No. 437/2017 (X)
 (FOR ADMISSION and IA No.48201/2017-EX-PARTE STAYDiary No.
 17808/2017 has been linked with Diary No. 17830/2017 as both are
 arising out of similar prayers.)
 W.P. (C) No. 468/2017 (X)
 (FOR STAY APPLICATION ON IA 49408/2017)
 W.P. (C) No. 395/2017 (X)
 (FOR EXEMPTION FROM FILING O.T. ON IA 43736/2017 FOR [DIRECTION]
 ON IA 43757/2017
 LIST ON 10/7/17 ALONGWITH D.NO. 16307 AND 16311/2017
 (MM 20/6/17))
 W.P. (C) No. 424/2017 (X)
 (FOR EX-PARTE STAY ON IA 47544/2017 FOR APPROPRIATE
 ORDERS/DIRECTIONS ON IA 47545/2017)
 W.P. (C) No. 477/2017 (X)
 (FOR
 FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 50231/2017)
 W.P. (C) No. 450/2017 (X)
 (FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48414/2017 [TO BE TAKEN
 UP ALONGWITH ITEM NO. 13 I.E. W.P. (C) No. 430-/2017])
 W.P. (C) No. 426/2017 (X)
 (FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 47677/2017)
 W.P. (C) No. 432/2017 (X)

(FOR GRANT OF INTERIM RELIEF ON IA 48027/2017)
 W.P.(C) No. 442/2017 (X)
 (FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48361/2017)
 W.P.(C) No. 441/2017 (X)
 (FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48354/2017)
 W.P.(C) No. 445/2017 (X)
 (FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48393/2017)
 W.P.(C) No. 448/2017 (X)
 (FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 48405/2017)

Date : 21-07-2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPAK MISRA
 HON'BLE MR. JUSTICE A.M. KHANWILKAR
 HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s) Mr. Sachin Patil, AOR
 Mr. Harsh Parashar, AOR

Mr. Salman Khurshid, Sr. Adv.
 Mr. S. G. Hussain, Sr. Adv.
 Mr. Mohd. Zahid Hussain, Adv.
 Ms. Kamna Singh, Adv.
 Ms. Lubna Naaz, Adv.
 Ms. Kanika, Adv.

Mr. Kamal Mohan Gupta, AOR

Mr. Amitabh Sinha, Adv.
 Mr. Vivek Singh, AOR

Mr. Maninder Singh, ASG
 Mr. Tara Chandra Sharma, AOR
 Ms. Neelam Sharma, Adv.
 Mr. Pankhuri Shrivastava, Adv.
 Mr. Rupesh Kumar, Adv.
 Mr. Rajeev Sharma, Adv.

Mr. Guru Krishnakumar, Sr. Adv.
 Mr. P.S. Patwalia, Sr. Adv.
 Mr. Kapil Sibbal, Sr. Adv.
 Mr. Vasant Kumar, Sr. Adv.
 Mr. Amit Kumar, AOR
 Mr. Shaurya Sahay, Adv.
 Mr. Avijit Mani Tripathi, Adv.
 Mr. Kumar Abhishek, Adv.
 Ms. Rekha Bakshi, Adv.
 Mr. Atul Kumar, Adv.
 Ms. Vidisha Kumar, Adv.

Mr. A. Ramesh, Adv.
Mr. Syed Ahmed, Adv.

Mr. G. Umapathy, Adv.
Mr. Rakesh Sharma, Adv.
Mr. A. Leo G. Rozario, Adv.
Mr. Aditya Singh, Adv.
Mr. Rakesh K. Sharma, AOR

Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Ms. Akanksha Mehram, Adv.

For Mr. M/s. Lawyer S Knit & Co, AOR

Mr. Ranjan Kumar Pandey, AOR
Mr. Ankit Anandraj Shah, AOR

Mr. Mukul Rohatgi, Sr. Adv.
Mr. Saket Sikri, Adv.
Ms. Ranjeeta Rohatgi, AOR
Mr. Viklap Mudgal, Adv.

Mr. Raju Ramachandran, Sr. Adv.
Mr. C.A. Sundaram, Sr. Adv.
Mr. Amitesh Kumar, Adv.
Mr. Shashank S. Singh, Adv.
Ms. Babita Kushwaha, Adv.
Ms. Preeti Kumari, Adv.
Mr. Mritunjay Kumar Sinha, AOR

Mr. Pranaya Goyal, AOR
Mr. V. Shyamohan, AOR
Mr. Mridula Ray Bharadwaj, AOR

For Respondent(s)

Mr. Maninder Singh, ASG
Mr. Ajit Kumar Sinha, Sr. Adv.
Mr. R.K. Rathore, Adv.
Mr. Vibhu Shanker Mishra, Adv.
Mr. Sanjai Kumar Pathak, Adv.
Mr. Joheb Hussain, Adv.
Mr. Deepak Goel, Adv.
Mr. Vipin Kumar, Adv.
Mr. G.S. Makker, Adv.

Mr. Maninder Singh, ASG
Mr. Tara Chandra Sharma, AOR
Ms. Neelam Sharma, Adv.
Mr. Pankhuri Shrivastava, Adv.
Mr. Rupesh Kumar, Adv.
Mr. Rajeev Sharma, Adv.

Ms. Indu Malhotra, Sr. Adv.
 Ms. Gunwant Dara, Adv.
 Mr. Gautam Sharma, Adv.
 Mr. Mukesh Kumar Maroria, AOR

Mr. Abha R. Sharma, AOR
 Mr. D.s.Parmar, Adv.
 Ms. Sujeeta Srivastava, Adv.

Mr. Sachin Patil, AOR
 Mr. Gaurav Sharma, AOR
 Mr. Anil Nag, AOR
 Mr. Mishra Saurabh, AOR

Ms. Meenakshi Arora, Sr. Adv.
 Mr. Arun Kumar Batra, Adv.
 Mr. Tanuj Bagga, AOR

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

W.P.(C) No. 411, 423, 424, 426, 438, 437, 432, 430, 436, 442, 441, 450, 445, 448, 468, 477, 480, 511, 496 and 502 of 2017

List the matters at 3.45 p.m. on 26.7.2017. Be it noted, we have fixed that time as learned counsel for the petitioners expressed their grave concern about the grievance they have and the urgency. Apart from the anxiety they expressed in no uncertain terms, it is submitted by Mr. Maninder Singh, learned Additional Solicitor General that the anxiety deserves to be dealt with. Mr. vikas Singh, learned senior counsel submitted that they would assist the Court and we are sure, the parties shall submit their written notes of submissions and the arguments shall be pointed.

Parties are at liberty to file their respective affidavits by 24.7.2017.

W.P. (C) Nos.390, 395, 473 of 2017, T.P.(C) No.1031-1033 and 1081 of 2017, SLP (C) Nos.16424-16427, 16307 and 16311 of 2017

These matters were directed to be listed on 31.7.2017. Registry is directed to list them on the date fixed.

W.P. No.520 of 2017.

Let this matter be de-tagged and listed separately.

(Gulshan Kumar Arora)
Court Master

(H.S. Parasher)
Court Master