

ITEM NO.12

COURT NO.2

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.805/2015

SABU STEEPHEN

Petitioner(s)

VERSUS

UNION OF INDIA AND ORS

Respondent(s)

(With appln. (s) for directions and permission to appear and argue in person and office report)

W.P. (C) No.808/2016

(With appln.(s) for impleadment as party respondent and interim directions and office report)

Date : 17/01/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s)

Petitioner-in-person

For Respondent(s)

Ms. Pinky Anand, ASG
Ms. V. Mohana, Sr. Adv.
Ms. Sadhana Sandhu, Adv.
Ms. Saudamini Sharma, Adv.
Mr. Rajesh Ranjan, Adv.
Mr. Shashank Dewan, Adv.
Mr. Anurag Pandey, Adv.
Mr. A.K. Sharma, Adv.
Mr. Praneet Pranav, Adv.
Ms. Shikha Kumari, Adv.
Mr. Raj Bahadur, Adv.
Mr. Gurmeet Singh Makker, AOR

Mr. Dinesh Kumar Garg, AOR
Mr. Abhishek Garg, Adv.
Mr. Dhananjay Garg, Adv.
Mr. Deepak Mishra, Adv.
Mr. Ashok Kumar Bhardwaj, Adv.

Mr. Gopal Singh, AOR
Mr. Rituraj Biswas, Adv.
Ms. Varsha Poddar, Adv.

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

Mr. Joydeep Mazumdar, Adv.
Mr. Debojyoti Bhattacharya, Adv.
Mr. Parijat Sinha, AOR

Mr. Sangram S. Saron, Adv.
Mr. Shree Pal Singh, AOR

Ms. Sushma Suri, AOR

Ms. Aruna Mathur, Adv.
Mr. Yusuf Khan, Adv.
Mr. Avneesh Arputham, Adv.
Ms. Anuradha Arputham, Adv.
Mr. Amit Arora, Adv.
M/s Arputham Aruna & Co.

Mr. Ranjan Mukherjee, AOR

Mr. V. N. Raghupathy, AOR

Mr. Shibashish Misra, AOR

Mr. Narendra Kumar, AOR

Mr. S.S. Shamshery, AAG
Mr. Shiv Mangal Sharma, Adv.
Mr. Amit Sharma, Adv.
Shrey Kapoor, Adv.
Ms. Ruchi Kohli, AOR

Mr. Samir Ali Khan, AOR

Mr. Mishra Saurabh, AOR
Mr. Ankit Kr. Lal, Adv.

Ms. Anjali Sharma, Adv.
Ms. Sujeeta Srivastava, AOR

Mr. C.K. Sasi, Adv.
Mr. Manu Krishnan, Adv.

Mr. Sapam Biswajit Meitei, Adv.
Mr. Naresh Kumar Gaur, Adv.
Ms. Cinthoingambi Thongam, Adv.

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

Mr. Sabu Steephen, the petitioner appearing in-person has submitted that his prayer (b) in the writ petition should be adjudicated first. The said prayer reads as under:-

"Issue a writ of certiorari or direction or order or any other writ thereby quashing Animal Birth Control (Dogs) Rules, 2001 being *ultra vires* to/ violative of Sections 11(3)(b) and (c) and 38(2)(ea) of the Prevention of Cruelty to Animals Act, 1960 and violative of Article 19 and 21 of the Constitution of India."

The petitioner in-person has filed certain interlocutory applications and he wants to modify the same. He is permitted to file fresh interlocutory applications taking additional grounds challenging the manner in which the Gazette Notification is issued. He may do so within two weeks hence. Counter affidavit in this regard, if not filed, be filed within four weeks hence.

It is submitted by Mr. Gaurav Agarwal, learned counsel appearing for Justice Sri Jagan Committee that about 400 applications were received by the Committee, out of which twenty-four have already been dealt with.

At this juncture, Mr. V.K. Biju, learned counsel appearing for one of the affected parties, that is, Jose Sebastian, has submitted that his matter is pending before the Committee. We request the Committee to deal with the grievance of Jose Sebastian within three weeks from today.

List the matter on 1st March, 2017.

(Chetan Kumar)
Court Master

(H.S. Parasher)
Court Master