

**ITEM NO.37**

**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(s)(Civil) No(s).1103/2019**

**ANUN DHAWAN & ORS.**

**Petitioner(s)**

## VERSUS

**UNION OF INDIA & ORS.**

**Respondent (s)**

**IA No.130084/2019 - PERMISSION TO FILE LENGTHY LIST OF DATES**

**Date : 17-02-2020** These matters were called on for hearing today.

**CORAM :**

HON'BLE MR. JUSTICE N.V. RAMANA  
HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN

**For Petitioner(s)** Ms. Ashima Mandia, Adv.  
Ms. Mandakini Singh, Adv.  
Mr. Abdul Qadir, Adv.  
Mr. Ibad Mushtaq, Adv.  
Mr. Fuzail Ahmad Ayyubi, AOR

For Respondent(s)	Mr. K.K. Venugopal, AG Ms. Madhavi Diwan, ASG Mr. R. Bala, Sr. Adv. Ms. Vaishali Verma, Adv. Mr. Gurmeet Singh Makker, AOR Ms. Chinmayee Chandra, Adv. Mr. Raj Bahadur Yadav, AOR
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For State of	Mr. Anil Grover, AAG
Haryana	Mr. Satish Kumar, Adv.
	Mr. Rahul Khurana, Adv.
	Mr. Sanjay Kumar Visen, Adv.
	Mr. Abu Taher Ali Bepari, Adv.

**Mr. Gaurav Agrawal, AOR**

Mr. Sumeer Sodhi, AOR  
Mr. Hussain Ali, Adv.

For State of	Mr. Ranjan Mukherjee, AOR
Meghalaya	Mr. Avijit Mani Tripathi, Adv.
	Mr. T.K.Nayak, Adv.
	Mr. P.S. Negi, Adv.
	Mr. Upendra Mishra, Adv.
	Mr. K.V. Kharlyngdoh, Adv.

	Mr. Ashish Kumar, Addl. AG Ms. Sangeeta Bharti, Adv. Mr. Shakti Verma, Adv. Mr. Sandeep Kumar Jha, AOR
For State of Arunachal Pradesh	Mr. Abhimanyu Tewari, AOR Ms. Eliza Bar, Adv.
Govt. of Puducherry	Mr. V. G. Pragasam, AOR Mr. S. Prabu Ramasubramanan, Adv.  Mr. Pranav Sachdeva, AOR
For State of Karnataka	Mr. V. N. Raghupathy, AOR Mr. Manendra Pal Gupta, Adv.
For State of M.P.	Mr. Rahul Kaushik, AOR Ms. Bhuvneshwari Pathak, Adv. Ms. Shilpi Satyapriya Satyam, Adv. Mr. Rahul Khatrri, Adv. Mr. R.Das, Adv.  Ms. Garima Prashad, AOR  Mr. Keshav Mohan, Adv. Mr. Rishi K. Awasthi, Adv. Mr. Prashant Kumar, Adv. Mr. Piyush Vatsa, Adv. Mr. Santosh Kumar - I, AOR
For U.T. of J&K	Mr. M. Shoeb Alam, AOR Mr. Mojahid Karim Khan, Adv.
For State of Maharashtra	Mr. Rahul Chitnis, Adv. Mr. Aaditya A.Pande, Adv. Mr. Geo Joseph, Adv. Mr. Sachin Patil, AOR
For State of Pb.	Ms. Uttara Babbar, AOR Ms. Bhavna Duhoon, Adv. Mr. Manan Basal, Adv.
For State of Manipur	Mr. Pukhrambam Ramesh Kumar, Adv. Ms. Anupama Ngangom Adv. Mr. Karun Sharma, Adv.  Mr. Raghvendra Kumar, Adv. Mr. Anand Kumar Dubey, Adv. Mr. Narendra Kumar, AOR
For State of H.P.	Mr. Abhinav Mukerji, AOR Mrs. Bihi Sharma, Adv. Ms. Pratishtha Vij, Adv.

Mr. Samarth Khanna, Adv.

For State of Kerala Mr. G. Prakash, AOR  
Mr. Jishnu M.L., Adv.  
Mrs. Priyanka Prakash, Adv.  
Mrs. Beena Prakash, Adv.

For State of Mizoram Mr. Siddhesh Kotwal, Adv.  
Ms. Bansuri Swaraj, Adv.  
Ms. Arshiya Ghose, Adv.  
Mr. Divyansh Tiwari, Adv.  
Ms. Ana Upadhyay, Adv.  
Ms. Astha Sharma, AOR

Mr. Chandra Prakash, AOR  
Mr. Vivek singh, Adv.  
Mr. Mohit Kr. D., Adv.  
Mr. C.P. Rajwar, Adv.

For UT of Andaman & Nicobar Ms. G. Indira, AOR  
Mr. K.V. Jagdishvaran, Adv.

Mr. Suhaan Mukerji, Adv.  
Mr. Vishal Prasad, Adv.  
Mr. Amit Verma, Adv.  
Mr. Abhishek Manchanda, Adv.  
Ms. Kajal Dalal, Adv.  
For M/S. Plr Chambers and Co., AOR

Mr. Shuvodeep Roy, AOR  
Mr. Kabir Shankar Bose, Adv.

For State of Nagaland Ms. K. Enatoli Sema, AOR  
Mr. Amit Kumar Singh, Adv.

For State of A.P. Mr. G. N. Reddy, AOR  
Mr. T. Vijaya Bhaskar Reddy, Adv.  
Mr. Digvijay Harichandan, Adv.

For State of Guj. Ms. Deepanwita Priyanka, AOR

For State of Uttarakhand Dr. Rajiv Nanda, AOR  
Ms. Rachna Gandhi, Adv.  
Mr. Manish Kumar Vikkey, Adv.

For State of T.N. Mr. M. Yogesh Kanna, AOR  
Mr. S. Raja Rajeshwaran, Adv.  
Ms. Uma Prasuna Bachu, Adv.

Mr. Debojit Borkakati, AOR  
Mr. Vivek Sonkar, Adv.

For State of Jharkhand	Mr. Tapesh Kumar Singh, AOR Mr. Aditya Pratap Singh, Adv.
State of Sikkim	Mr. Vivek Kohli, AG, Sikkim Ms. Malvika Jain, Adv.
For State of Telangana	Mr. S. Udaya Kumar Sagar, Adv. Ms. Swati Bhardwaj, Adv.

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

In spite of directions given by this Court vide order dated 10.02.2020, the following States are stated to have not filed their counter affidavits/documents:

- (i) NCT of Delhi;
- (ii) State of Maharashtra;
- (iii) State of Manipur;
- (iv) State of Odisha;
- (v) State of Goa;
- (vi) State of Kerala;
- (vii) State of Sikkim;
- (viii) State of Telangana; and
- (ix) U.T. of Ladakh.

During the course of hearing, Mr. Pukhrambam Ramesh Kumar, learned counsel appearing on behalf of the State of Manipur submits that as the erstwhile advocate - Mr.L.Roshmani has expired and he has recently been appointed as the standing counsel for the said State, he could not file the counter affidavit on behalf of the State within the prescribed period. Accepting the submission of the learned counsel, we allow him to file the counter affidavit during the course of the day along with costs of Rs.1,00,000/- (Rupees one lakh).

Mr. G.Prakash, learned counsel appearing on behalf of the State of Kerala also submits that due to some personal difficulty, he could not file the counter affidavit on behalf of the State. We

accordingly, exempt him from paying the costs, as directed by this Court vide order dated 10.02.2020, and direct him to file the counter affidavit within a week.

The States of Maharashtra, Odisha, Goa, Sikkim, NCT of Delhi and U.T. of Ladakh are directed to file their counter affidavits within a period of one week from today after depositing costs of Rs.5,00,000/-(Rupees five lakhs), in addition to the costs already imposed by this Court vide order dated 10.02.2020, before the Registrar (Judl.) of this Court.

The application(s) for waiver of costs filed on behalf of the States of Himachal Pradesh, Madhya Pradesh, Bihar, Tripura, Chhatisgarh, Assam, U.P. and U.T. of Chandigarh are rejected. They are directed to deposit the requisite costs within a period of one week, as directed by this Court vide Order dated 10.02.2020, if the same has not already been deposited.

Learned counsel appearing on behalf of the State of Gujarat submits that the Registry has not accepted the counter affidavit of the State because service of the same was not complete. As per Office Report dated 15.02.2020, she has filed the counter affidavit dated 11.02.2020 on 12.02.2020 and has also deposited the cost of Rs. One lakh. In view of the aforesaid, we direct the Registry to take on record the counter affidavit filed on behalf of the State of Gujarat.

Ms.Bina Madhavan, learned counsel appearing on behalf of the State of Telangana submits that she has already deposited Rs.1,00,000/- as costs but could not file the counter affidavit. We accordingly allow her to file the counter affidavit by 18.02.2020.

Learned counsel for the petitioner is willing to take the responsibility to compile the entire materials including the affidavits filed by the parties. She is accordingly directed to prepare a compilation of the entire materials placed by the parties before the next date of hearing.

List on 08.04.2020.

(SATISH KUMAR YADAV)  
AR-CUM-PS

(RAJ RANI NEGI)  
ASSISTANT REGISTRAR