

ITEM NO.46

COURT NO.5

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).756/2022

ARUN MUTHUVEL

PETITIONER(S)

VERSUS

UNION OF INDIA & ORS.

RESPONDENT(S)

(IA NO. 179058/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 205942/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 197034/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 50195/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 181650/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 19266/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 181569/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 179193/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 4734/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 78519/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA NO. 50391/2023 - CLARIFICATION/DIRECTION
IA NO. 30306/2024 - CLARIFICATION/DIRECTION
IA NO. 26763/2024 - CLARIFICATION/DIRECTION
IA NO. 163938/2025 - EXEMPTION FROM FILING O.T.
IA NO. 6628/2025 - INTERVENTION APPLICATION
IA NO. 235190/2023 - INTERVENTION APPLICATION
IA NO. 78516/2023 - INTERVENTION/IMPLEADMENT
IA NO. 173949/2022 - INTERVENTION/IMPLEADMENT
IA NO. 205941/2022 - INTERVENTION/IMPLEADMENT
IA NO. 169226/2022 - INTERVENTION/IMPLEADMENT
IA NO. 50390/2023 - INTERVENTION/IMPLEADMENT
IA NO. 31514/2024 - INTERVENTION/IMPLEADMENT
IA NO. 150600/2022 - INTERVENTION/IMPLEADMENT
IA NO. 196980/2022 - INTERVENTION/IMPLEADMENT
IA NO. 181719/2022 - INTERVENTION/IMPLEADMENT
IA NO. 50188/2023 - INTERVENTION/IMPLEADMENT
IA NO. 26533/2024 - INTERVENTION/IMPLEADMENT
IA NO. 163933/2025 - INTERVENTION/IMPLEADMENT
IA NO. 19264/2023 - INTERVENTION/IMPLEADMENT
IA NO. 35800/2025 - INTERVENTION/IMPLEADMENT
IA NO. 35786/2025 - INTERVENTION/IMPLEADMENT
IA NO. 34367/2025 - PERMISSION TO FILE APPLICATION FOR DIRECTION)

WITH

W.P.(C) NO. 931/2022 (X)
FOR EXEMPTION FROM FILING O.T. ON IA 157886/2022
IA NO. 157886/2022 - EXEMPTION FROM FILING O.T.

W.P.(C) NO. 1129/2022 (X)
FOR GRANT OF INTERIM RELIEF ON IA 4519/2023

FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 4523/2023

IA NO. 4519/2023 - GRANT OF INTERIM RELIEF

IA NO. 4523/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

W.P.(C) NO. 42/2023 (X)

FOR APPLICATION FOR FILING THE PETITION WITHOUT DISCLOSING THE IDENTITY OF THE PETITIONER/RESPONDENT ON IA 8968/2023

FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 14205/2023

IA NO. 8968/2023 - APPLICATION FOR FILING THE PETITION WITHOUT DISCLOSING THE IDENTITY OF THE PETITIONER/RESPONDENT

IA NO. 14205/2023 - APPROPRIATE ORDERS/DIRECTIONS

W.P.(C) NO. 164/2023 (X)

FOR DELETING THE NAME OF PETITIONER/RESPONDENT ON IA 6951/2024

FOR IMPEADING PARTY ON IA 242675/2024

FOR INTERVENTION/IMPEADMENT ON IA 242675/2024

FOR ADDITION / DELETION / MODIFICATION PARTIES ON IA 246437/2024

IA NO. 246437/2024 - ADDITION / DELETION / MODIFICATION PARTIES

IA NO. 6951/2024 - DELETING THE NAME OF PETITIONER/RESPONDENT

IA NO. 242675/2024 - INTERVENTION/IMPEADMENT

W.P.(C) NO. 522/2023 (X)

FOR GRANT OF INTERIM RELIEF ON IA 102555/2023

IA NO. 102555/2023 - GRANT OF INTERIM RELIEF

W.P.(C) NO. 487/2023 (X)

FOR GRANT OF INTERIM RELIEF ON IA 90140/2023

FOR IMPEADING PARTY ON IA 265857/2023

FOR INTERVENTION/IMPEADMENT ON IA 265857/2023

FOR IMPEADING PARTY ON IA 22690/2024

FOR INTERVENTION/IMPEADMENT ON IA 22690/2024

FOR IMPEADING PARTY ON IA 23072/2024

FOR INTERVENTION/IMPEADMENT ON IA 23072/2024

FOR IMPEADING PARTY ON IA 46807/2024

FOR INTERVENTION/IMPEADMENT ON IA 46807/2024

IA NO. 90140/2023 - GRANT OF INTERIM RELIEF

IA NO. 23072/2024 - INTERVENTION/IMPEADMENT

IA NO. 22690/2024 - INTERVENTION/IMPEADMENT

IA NO. 265857/2023 - INTERVENTION/IMPEADMENT

IA NO. 46807/2024 - INTERVENTION/IMPEADMENT

W.P.(C) NO. 830/2023 (X)

IA FOR STAY APPLICATION ON IA 161812/2023

FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 207585/2023

FOR IMPEADING PARTY ON IA 28165/2024

FOR INTERVENTION/IMPEADMENT ON IA 28165/2024

FOR CLARIFICATION/DIRECTION ON IA 28166/2024

IA NO. 28166/2024 - CLARIFICATION/DIRECTION

IA NO. 28165/2024 - INTERVENTION/IMPEADMENT

IA NO. 207585/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA NO. 161812/2023 - STAY APPLICATION

W.P.(C) NO. 1316/2023 (X)
FOR INTERVENTION APPLICATION ON IA 87321/2024
FOR INTERVENTION APPLICATION ON IA 88195/2024
IA NO. 88195/2024 - INTERVENTION APPLICATION
IA NO. 87321/2024 - INTERVENTION APPLICATION

W.P.(C) NO. 67/2024 (X)

W.P.(C) NO. 238/2024 (X)
IA NO. 87919/2024 - APPLICATION FOR FILING THE PETITION WITHOUT
DISCLOSING THE IDENTITY OF THE PETITIONER/RESPONDENT

W.P.(C) NO. 331/2024 (X)
FOR ADMISSION

W.P.(C) NO. 380/2024 (PIL-W)
FOR ADMISSION

W.P.(C) NO. 723/2024 (X)
FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA
248739/2024
FOR STAY APPLICATION ON IA 248919/2024
IA NO. 248739/2024 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES
IA NO. 248919/2024 - STAY APPLICATION

W.P.(C) NO. 809/2024 (X)
FOR EX-PARTE AD-INTERIM RELIEF ON IA 282701/2024
IA NO. 282701/2024 - EX-PARTE AD-INTERIM RELIEF

W.P.(C) NO. 309/2025 (X)
FOR ADMISSION

W.P.(C) NO. 446/2025 (X)
FOR ADMISSION

W.P.(C) NO. 442/2025 (X)
FOR ADMISSION

Date : 29-07-2025 These matters were called on for hearing today.

CORAM : HON'BLE MRS. JUSTICE B.V. NAGARATHNA
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s) : Mr. Mayank Pandey, AOR
Mr. Ashish Kumar Pandey, Adv.

Mr. Nalin Tripathi, Adv.
Mr. Nishank Tripathi, Adv.
Mr. Nischal Tripathi, Adv.
Ms. Neelam Singh, AOR
Mr. Kailashi Uday Kapoor, Adv.

Mr. Akshat Srivastava, AOR

M/S. Radium Law, AOR

**Ms. Pinky Anand, Sr. Adv.
Ms. Mohini Priya, AOR
Ms. Saudamini Sharma, Adv.
Ms. Sayesha Gambhir, Adv.
Mr. Samrat Pasriccha, Adv.
Ms. Nayoleeka Purty, Adv.
Ms. Chanya Jaitely, Adv.**

**Mr. Malak Manish Bhatt, AOR
Mr. Shyamal Kumar, AOR**

**Mr. Shikhil Shiv Suri, Sr. Adv.
Mrs. Madhu Suri, Adv.
Ms. Jyoti Suri, Adv.
Ms. Wamika Chadha, Adv.
Ms. Ishita Ahuja, Adv.
Mr. Vibhor Choudhary, Adv.
Ms. Manek Kalyaniwalla, Adv.
Ms. Divya Swami, AOR**

**Mr. Viresh B. Saharya, AOR
Ms. Radhika Thapar Behl, Adv.
Mr. Akshat Agarwal, Adv.
Mr. Rishabh Sahai Mathur, Adv.**

**For Respondent(s) : Mr. Amrish Kumar, AOR
Mr. Gurmeet Singh Makker, AOR**

**Mr. Sudarshan Lamba, AOR
Ms. Aishwarya Bhati, A.S.G.
Mr. Rajat Nair, Adv.
Ms. Chitrangda Rashtrawara, Adv.
Mr. Ketan Paul, Adv.
Mr. Krishna Kant Dubey, Adv.
Mr. Mayank Pandey, Adv.
Mr. Aaditya Dixit, Adv.
Ms. Riddhi Jad, Adv.
Ms. Shivika Mehra, Adv.**

**Mr. Trideep Pais, Sr. Adv.
Ms. Shreya Munoth, AOR
Mr. Gautam Bhatia, Adv.
Ms. Sitamsini Cherukumalli, Adv.
Ms. Saloni Ambastha, Adv.
Ms. Sakshi Jain, Adv.**

**Ms. Ameyavikrama Thanvi , AOR
Mr. Ivan , AOR
Ms. Manjeet Kirpal, AOR
Mr. Kumar Dushyant Singh, AOR**

Ms. Fauzia Shakil, AOR

Mr. Vishal Navale, Adv.
Ms. Ananya Arora, Adv.
Mr. Varun Khetwani, Adv.
Ms. Shreya Gupta, Adv.
Ms. Anita Bafna, AOR
Mr. Deepin Deepak Sahni, Adv.

Mr. Kks Krishnaraj, Adv.
Mr. Mayilsamy K, Adv.
Mr. Naijal Kumar P, AOR
Ms. Dj Millo, Adv.
Mr. Str Ajay Sharma, Adv.

Mr. Thomas Oommen, AOR
Mr. Ravindra Sadanand Chingale, AOR
Mr. Nandita Rao, Adv.
Mr. Neelam Goswami, Adv.
Mr. Jai Shankar, Adv.
Mr. Sanjeev Gupta, Adv.
Ms. Nandini Rao, Adv.

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

WRIT PETITION(S)(CIVIL) NO(S).756/2022, 331/2024 and
809/2024:

We have heard learned counsel for the petitioner/applicant and learned Additional Solicitor General appearing for the respondent(s)-Union Of India in the three cases viz. with regard to the aspect of the upper age limit being prescribed for the purpose of securing eligibility certificate under Section 4(iii)(c) of the Act with regard to the intending couples who have already commenced the process of Surrogacy prior to the coming into the force of the Act i.e., 25.01.2022.

Orders reserved.

W.P.(C) NO(S).931/2022; 1129/2022; 42/2023; 164/2023;
522/2023; 487/2023; 830/2023; 1316/2023; 67/2024;
238/2024; 380/2024; 723/2024; 309/2025; 446/2025 and
442/2025;

List on 19.08.2025.

(B. LAKSHMI MANIKYA VALLI)
COURT MASTER (SH)

(DIVYA BABBAR)
COURT MASTER (NSH)