

ITEM NO.2 Court 4 (Video Conferencing) 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).881/2021

CENTRE FOR PUBLIC INTEREST LITIGATION Petitioner(s)

VERSUS

UNION OF INDIA & ANR. Respondent(s)

(FOR ADMISSION and IA No.95941/2021-STAY APPLICATION)

Date : 18-11-2021 This petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Prashant Bhushan, AOR

For Respondent(s) Mr. Tushar Mehta, SG
 Mr. Rajat Nair, Adv.
 Mr. Kanu Agrawal, Adv.

Mr. Mukul Rohatgi, Sr. Adv.
Ms. Diksha Rai, AOR
Ms. Devanshi Singh, Adv.
Mr. Ankit Agarwal, Adv.

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

- 1 Mr Prashant Bhushan, learned counsel appearing on behalf of the appellant.
- 2 Mr Tushar Mehta, learned Solicitor General has appeared on behalf of the first respondent. Mr Mukul Rohatgi, learned Senior Counsel, with Ms Diksha Rai Goswami, learned counsel, appears on behalf of the second respondent.
- 3 The learned Solicitor General has urged a preliminary submission in regard to the maintainability of the petition under Article 32 of the Constitution on the ground that by an order of this Court dated 25 August 2021, the High Court of

Delhi was requested to consider hearing Writ Petition (C) No 8654 of 2021 expeditiously within a stipulated time frame. The petitioner was permitted to intervene in those proceedings. The judgment of the High Court of Delhi has been rendered on 12 October 2021.

- 4 In this view of the matter, it has been submitted on behalf of the first respondent that since the petitioner had intervened in the proceedings before the High Court of Delhi, it would be necessary for the petitioner to challenge the judgment under Article 136 of the Constitution.
- 5 Mr Prashant Bhushan states that he would be filing a Special Leave Petition against the judgment of the High Court of Delhi, in all probability, by 22 November 2021.
- 6 In the circumstances, we consider it appropriate to direct that the Special Leave Petition be listed on 26 November 2021 along with this petition.
- 7 A copy of the petition be served on the Advocate-on-Record instructing the learned Solicitor General, in the meantime.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER