

ITEM NO.29 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).580/2021

EVARA FOUNDATION

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(WITH IA No. 63498/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 74327/2021 - EXEMPTION FROM FILING O.T., IA No. 74326/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 03-12-2021 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. Pankaj Sinha, Adv.
 Mr. Shashank Singh, AOR
 Ms. Madhura Aparajita, Adv.
 Mr. Satyaarth B Sinha, Adv.
 Mr. Adil Sharfuddin, Adv.
 Mr. Mohd Asad Khan, Adv.
 Mr. Anupam Chaudhary, Adv.
 Mr. Adil Sharfuddin, Adv.

For Respondent(s) Mr. Tushar Mehta, SG
 Ms. Aishwarya Bhati, ASG
 Mr. Gurmeet Singh Makker, AOR
 Mr. Rajat Nair, Adv.
 Mr. Kanu Agrawal, Adv.
 Mr. Deepabali Dutta, Adv.
 Mr. Ketan Paul, Adv.

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

- 1 The petition under Article 32 of the Constitution raises important concerns in regard to facilitating the process of vaccination for the disabled. In this regard, it would be necessary to bear in mind the provisions, including those of reasonable accommodation, which are embodied in Section 5 of the Rights of Persons with

Disabilities Act 2016.

- 2 A preliminary affidavit has been filed by the Union of India. In view of the contents of the affidavit which has been filed on behalf of the Union of India, we grant liberty to the petitioner to formulate any concrete suggestions which they may have to strengthen the existing framework for facilitating the vaccination of the disabled and to ensure that they have proper access to vaccination against Covid-19.
- 3 Mr Pankaj Sinha, Counsel appearing on behalf of the petitioner, together with other counsel appearing for the petitioner, would, after due consultation, prepare a set of suggestions which can be emailed to the following email id: cmvc.dyc@gmail.com. A copy of the suggestions shall also be emailed to Ms Aishwarya Bhati, Additional Solicitor General appearing on behalf of the Union of India. Once the suggestions are emailed, they would be the subject matter of further deliberations, with a view to consider if the existing framework for vaccination of the disabled needs to be suitably strengthened by incorporating additional safeguards or facilities. Ms Aishwarya Bhati may respond to the suggestions with proposed measures.
- 4 List the petition on 10 December 2021.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER