

ITEM NO.301

COURT NO.2

SECTION PIL-W/X/XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition(s)(Civil) No(s). 274/2009

ASSAM PUBLIC WORKS

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(I.A.NO.22616/2018 - IMPLEADING PARTY
105327/2018-APPROPRIATE ORDERS/DIRECTIONS
86040/2018-CLARIFICATION/DIRECTION
86036/2018-CLARIFICATION/DIRECTION
105666/2018-EXEMPTION FROM FILING O.T.
IA 10/2013-INTERVENTION APPLICATION
103961/2018-INTERVENTION APPLICATION)
WITH

W.P.(C) No. 562/2012 (X)
I.A.1/2012-STAY APPLICATION)
I.A. NO.24/2017, IA.25/2017- IMPLEADMENT
IA 41036/2017 INTERVENTION APPLICATION
IA 92739/2018-INTERVENTION APPLICATION

W.P.(C) No. 916/2014 (PIL-W)
(IA 2/2015 FOR PERMISSION TO FILE ANNEXURES)
IA 3/2015 FOR EXEMPTION FROM FILING O.T.
IA No.119677/2017-impleading party
I.A.1/2014-STAY APPLICATION)

W.P.(C) No. 876/2014 (X)
(I.A.1/2014-STAY APPLICATION)

W.P.(C) No. 311/2015 (X)
I.A. NO.2/2015
I.A. NO1/2015-SEEKING LEAVE TO FILE WRITTEN ARGUMENTS

W.P.(C) No. 449/2015 (X)
(IA 1/2015)

W.P.(C) No. 450/2015 (X)
(IA 1/2015)

W.P.(C) No. 68/2016 (PIL-W)
(ia no.1/2017- INTERVENTION APPLICATION)

W.P.(C) No. 470/2018 (X)
(FOR ADMISSION and I.R. and IA No.69948/2018-EXEMPTION FROM FILING
O.T.)

Diary No(s). 20944/2018 (XIV)

(FOR ADMISSION and I.R. and IA No.80351/2018-CONDONATION OF DELAY IN FILING and IA No.80352/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.80350/2018-PERMISSION TO FILE SLP/TP)

Diary No(s). 21368/2018 (XIV)

(FOR ADMISSION and I.R. and IA No.82085/2018-CONDONATION OF DELAY IN FILING and IA No.82087/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.82088/2018-INTERVENTION/IMPLEADMENT and IA No.82084/2018-PERMISSION TO FILE SLP/TP and IA No.82086/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS)

Diary No(s). 21377/2018 (XIV)

(FOR ADMISSION and I.R. and IA No.92415/2018-CONDONATION OF DELAY IN FILING and IA No.92417/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.92411/2018-PERMISSION TO FILE SLP/TP and IA No.92419/2018-CONDONATION OF DELAY IN REFILING)

Diary No(s). 21959/2018 (XIV)

(FOR ADMISSION and I.R. and IA No.82961/2018-CONDONATION OF DELAY IN FILING and IA No.82962/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.82959/2018-PERMISSION TO FILE SLP/TP)

Date : 16-08-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Parties :

Mr. K.K. Venugopal, Attorney General
Mr. Tushar Mehta, ASG
Mr. R.M. Bajaj, Adv.
Ms. Rashmi Malhotra, Adv.
Mr. Rajat Nair, Adv.
Ms. Binu Tamta, Adv.
Mr. Rohit Bhat, Adv.
Ms. Rekha Pandey, Adv.
Mr. B.V. Balaramdas, AOR

Mr. Tushar Mehta, Sr. Adv.
Mr. Shuvodeep Roy, AOR
Mr. Rajat Nair, Adv.
Ms. L.S. Changsan, Principal Secy.

Mr. Shuvodeep Roy, AOR
Mr. Rituraj Biswas, Adv.
Ms. L.S. Changsan, Principal Secy.

Mr. Tushar Mehta, ASG
Ms. Kiran Bhardwaj, Adv.
Mr. A.K. Yadav, Adv.
Mr. Raj Bahadur, Adv.

for Ms. Anil Katiyar, AOR

Mr. Kapil Sibal, Sr. Adv.
Ms. Indira Jaising, Sr. Adv.
Mr. Salman Khurshid, Sr. Adv.
Mr. Fuzail Ahmad Ayyubi, AOR
Mr. Mustafa K. Hussain, adv.
Mr. Paras Nath Singh, Adv.
Ms. Tehseena Hussain, Adv.
Mr. Abdul Qadir, Adv.
Mr. Ibad Mushtaq, Adv.

Ms. Lhingneivah, Adv
Mr. Salvador Santosh Rebello, Adv.
Mr. Merusagar Samantray, AOR

Mr. B.H. Marlapalle, Sr. Adv.
Mr. A.S. Tapadar, Adv.
Mr. Ajit Wagh, Adv.
Mr. Apoorv Shukla, Adv.
Mr. Mansoor Ali, AOR

Mr. Mansoor Ali, AOR
Mr. H.U. Chaudhry, Adv.

Ms. Ruchi Kohli, AOR

Mr. Milind Kumar, AOR

Mr. Prateek Jalan, Adv.
Ms. Malvika Trivedi, Adv.,
Mr. Rahul Kriplani, Adv.
Mr. Ankit Yadav, Adv.
Mr. T. Mahipal, AOR

Ms. Abha R. Sharma, AOR
Ms. Sujeeta Srivastava, Adv.
Mr. Ankit Mishra, Adv.

Mr. Anil Kumar Pandey, Adv.
Mr. Sunny Chaudhari, AOR.

Ms. Aruna Mathur, Adv.
Mr. Avneesh Arputham, Adv.
Ms. Anuradha Arputham, Adv.
Ms. Geetanjali, Adv.
M/s. Arputham Aruna & Co., AOR

Mr. Praveen Swarup, AOR
Mr. Shishir Kumar Saxena, Adv.
Mr. Virag Gupta, Adv.
Mr. Lokendra Kumar, Adv.

Mr. S. Udaya Kumar Sagar, Adv.
Mr. Mrityunjai Singh, Adv.

Mr. M. Shoeb Alam, AOR

Mr. Tapesk Kumar Singh, AOR.

Mr. C.K. Sasi, AOR
Mr. Nayantara Roy, Adv.

Mr. Jugal Kishore Gilda, Adv.Genl.
Mr. A.P. Mayee, AOR
Mr. Chirag Jain, Adv.

Mr. Ranjan Mukherjee, AOR
Mr. D. S. Lyngdoh, Adv.
Mr. K.V. Kharlyngdoh, Adv.

Mr. Sarad Kumar Singhania, Adv.
Mr. Milind Kumar, AOR

Mr. M.Yogesh Khanna, AOR
Ms. Sujatha Bagadhi, Adv.
Mr. S. Partha Sakathi, Adv.

Mr. Krishan Kumar Pandey, Adv.
Mr. Hitesh Kumar Sharma, Adv.
Mr. Surender Mishra, Adv.
Mr. Mohan Pandey, AOR

Mr. Pradeep Misra. AOR
Mr. Aditya Kr. Dubey, Adv.

Ms. G. Indira, AOR
Mr. Bhupesh Narula, Adv.
Mr. K.V. Jagdishvaran, Adv.

Ms. Anitha Shenoy, AOR
Ms. Rashmi Nandakumar, AOR
Ms. Srishti Agnihotri, Adv.
Ms. Remya Raj, Adv.

Ms. Ranjeeta Rohatgi, AOR

Ms. Diksha Rai, AOR.
(Standing counsel for the State of Assam)

Ms. Rachana Srivastava, AOR
Mr. Aviral Saxena, Adv.

Mr. Ejaz Maqbool, AOR.
Ms. Akriti Chaubey, Adv.
Ms. Tanya Shree, Adv.
Ms. Quarratulian, Adv.

Mr. V.Giri, Sr. Adv.
Mr. Shakil Ahmad Syed, AOR
Mr. Mohd. Parvez Dabas, Adv.
Mr. Uzmi Jameel Husain, Adv.
Mr. Milan Laskar, Adv.
Ms. Shushmita Das, Adv

Mr. Shakil Ahmad Syed, AOR
Mr. Mohd. Parvez Dabas, Adv.
Mr. Uzmi Jameel Husain, Adv.
Mr. A.S. Tapadar, Adv.

Mr. Manish Goswami, Adv.
Mr. Rameshwar Pd. Goyal, AOR

Mr. Santi Ranjan Das, Adv.
Mr. Anindo Mukherjee, Adv.
Ms. Sarla Chandra, AOR

Mr. Mohit D. Ram, AOR

Mr. Mehmood Pracha, Adv.
Mr. Shadan Farasat, AOR
Mr. Rudro Chatterjee, Adv.
Mr. A. Chaliha, Adv.
Mr. R.H.A. Sikander, Adv.
Mr. P. Gupta, Adv.

Mr. Suhaan Mukerji, Adv.
Ms. Astha Sharma, Adv.
Mr. Harsh Hiroo Gursahani, Adv.
Ms. Kajal, Adv.
for M/S. PLR Chambers And Co., AOR

Ms. Hemantika Wahi, AOR

Mr. Leishangthem Roshmani Kh, AOR
Ms. Maibam Babina, Adv.

Ms. Sneha Kalita, AOR

Mr. Debojit Borkakati, AOR
Mr. M. Balashivudu, Adv.

Ms. K. Enatoli Sema, AOR
Mr. Amit Kumar Singh, Adv.
Mr. Z.H. Isaac Haiding, Adv.

Mrs. D. Bharathi Reddy, AOR
Ms. Rachna Gandhi, Adv.

Mr. V. N. Raghupathy, AOR

Mr. Somiran Sharma, AOR

Mr. Kailash Prashad Pandey, AOR

Mr. Partha Sil, AOR

Mr. B. Krishna Prasad, AOR

Ms. Arna Das, Adv.

Mr. Gaurav Dhingra, AOR

Ms. Madhumita Bhattacharjee, AOR

Mr. Abhijit Sengupta, AOR

Mr. Guntur Prabhakar, AOR

Mr. Snehasish Mukherjee, AOR

Mr. Shibashish Misra, AOR

Mr. Parijat Sinha, AOR

Mr. D. S. Mahra, AOR (NP)

Mr. B. Balaji, AOR

Mr. Kuldip Singh, AOR

Ms. Liz Mathew, AOR

Mr. Abhishek, AOR

Mr. P. V. Yogeswaran, AOR

Mr. Anuvrat Sharma, AOR

Mr. Ashok Kumar Singh, AOR

Mr. Abhinav Mukerji, AOR

M/S. K J John And Co, AOR

Mr. Chanchal Kumar Ganguli, AOR

Mr. Shakil Ahmed Syed, AOR

Mr. Gopal Singh, AOR

Ms. Sushma Suri, AOR

Mr. V. K. Sidharthan, AOR

M/S. Corporate Law Group, AOR

Mr. Avijit Roy, AOR

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

Pursuant to the order dated 31.07.2018 the Deputy Secretary to the Government of India, Ministry of Home Affairs, has filed an affidavit dated 13.08.2018 enclosing thereto the modalities/standard operating procedure for filing and disposal of claims and objections leading to the publication of the final National Register of Citizens (NRC).

We have read and considered the standard operating procedure filed before the Court. At this stage without commenting on any of the modalities suggested on behalf of the Union of India in consultation with the Government of Assam, Registrar General of India and State Coordinator for NRC, we are of the view that the following stake-holders ought to be given time until 25th August, 2018 to indicate their views in the matter:

- (1) Assam Public Works
(Petitioner in W.P (C) No.274/2009)
- (2) Assam Sanmilita Mahasangha
(An indigenous Peoples organisation of Assam)

- (3) National Democratic Front of Bodoland
(Progressive)
- (4) Indigenous Tribal Peoples Federation
- (5) All Assam Bhojpuri Parishad
(2 to 5 are petitioners in W.P (C) No.562/2012)
- (6) Joint Action Committee for Bangali Refugees
(Petitioner in W.P (C) No.916/2014)
- (7) All Assam Minorities Students' Union (AAMSU)
- (8) Jamait Ulama-i-Hind

We further direct that from 20th August, 2018 blank claim/objection form will be made available to the public as suggested under the heading 'Timelines' in the document framed as standard operating procedure filed along with the affidavit dated 13.08.2018. We also direct that receipt of claims and objections from the public will commence on and from 30th August, 2018.

The State Coordinator, Shri Prateek Hajela, is directed to make available copies of the final draft NRC in all Panchayat offices and such other places so as to make access to the draft NRC freely available.

The State Coordinator is also directed to file in Court, in a sealed cover, the percentage of the population in each district (district-wise) who have been left out of the final draft NRC.

The aforesaid information be laid before the Court by the State Coordinator on or before 25th August, 2018.

The matter will be considered again on 28th
August, 2018 at 2.00 p.m.

(NEETU KHAJURIA)
COURT MASTER

(ASHA SONI)
BRANCH OFFICER