

ITEM NO.3

COURT NO.4

SECTION II

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

Miscellaneous Application No.2362-2370/2019 in
Cr1.A. No. 254-262/2012

IMTIYAZ AHMAD

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

Date : 26-07-2022 These applications were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE SURYA KANT

Ms. Vibha Datta Makhija, Sr. Adv. (A.C.)
Ms. Baani Khanna, Adv.
Mr. Karan M., Adv.
Mr. Praveen Gaur, Adv.
Ms. Sampriti Bakshi, Adv.

For Petitioner(s) By Courts Motion, AOR

Mr. Ajay Kumar Singh, AOR

For Respondent(s) Mr. K M Nataraj, ASG
Mr. Anmol Chandan, Adv.
Mr. Rajat Nair, Adv.
Mr. T. A. Khan, Adv.
Mr. Adit Khorana, Adv.
Mr. Sughosh Subramaniam, Adv.
Mr. Arvind Kumar Sharma, AOR

Mr. S. R. Singh, Sr. Adv.
Mr. Pradeep Misra, AOR
Mr. Suraj Singh, Adv.

Ms. Charu Mathur, AOR

Mr. T. G. Narayanan Nair, AOR

Mr. Krishnanand Pandeya, AOR

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M/S. Arputham Aruna And Co, AOR

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Mr. Abhinav Mukerji, AOR
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Ms. Pratishtha Vij, Adv.

Ms. Archana Pathak Dave, Adv.
Ms. Deepanwita Priyanka, AOR

Mr. S. Udaya Kumar Sagar, AOR
Mr. Sweena Nair, Adv.
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Mr. Polanki Gowtham, Adv.
Mr. Shaik Mohamad Haneef, Adv.
Mr. T. Vijaya Bhaskar Reddy, Adv.
Ms. Rajeswari Mukherjee, Adv.
Mr. K. V. Girish Chowdary, Adv.

Mr. Kamal Mohan Gupta, AOR

Mr. V. Shyamohan, AOR

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Ms. Jaspreet Gogia, AOR

Mr. Kuldip Singh, AOR

Ms. Pragati Neekhara, AOR

Mr. Tapesk Kumar Singh, AAG
Mr. K. Anurag Singh, Adv.
Ms. Pragya Baghel, Adv.
Ms. Tulika Mukherjee, AOR

Mr. Jatinder Kumar Bhatia, AOR
Mr. Ashutosh Kumar Sharma, Adv.

Mr. T. V. Ratnam, AOR

Mr. Mukesh K. Giri, AOR

Mr. Anupam Raina, AOR
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Ms. K. Enatoli Sema, AOR
Ms. Chubalemla Chang, Adv.

Mr. Arjun Garg, AOR
Mr. Shobhit Jain, Adv.
Mr. Aakash Nandolia, Adv.
Ms. Sagun Srivastava, Adv.

Mr. Soumya Chakraborty, Sr. Adv.
Mr. Sudeep Kumar, AOR
Ms. Manisha, Adv.

Mr. R. Ayyam Perumal, AOR

Mr. Sharan Thakur, Adv.
Mr. Mahesh Thakur, AOR
Mr. Siddharth Thakur, Adv.
Mr. Bishwendra Singh, Adv.
Ms. Vipasha Singh, Adv.
Mr. Ajay Kanojjiya, Adv.
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Mr. Mukul Kumar, AOR

Mr. Raghvendra Kumar, Adv.
Mr. Anand Kuamr Dubey, Adv.
Mr. Simanta Kumar, Adv.
Mr. Nishant Verma, Adv.
Ms. Rajlakshmi Singh, Adv.
Mr. Sunil Saraogi, Adv.
Mr. Varun Singh, Adv.
Mr. Narendra Kumar, AOR

Mr. Ajay Bansal, Adv.
Mr. Gaurav Yadav, Adv.

Ms. Veena Bansal, Adv.

Mr. Sibho Shankar Mishra, AOR

Mr. Niranjana Sahu, Adv.

Ms. Debabrata Dash, Adv.

Ms. Kanika Chug, Adv.

Mr. Avijit Mani Tripathi, AOR

Mr. Upendra Mishra, Adv.

Mr. T. K. Nayak, Adv.

Mr. P. S. Negi, Adv.

Mr. Shaurya Sahay, Adv.

Mr. Marbiang Khongwik, Adv.

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

- 1 Mr K M Nataraj, Additional Solicitor General, has submitted a note titled "Consolidated Note for issues raised in the matter of *Imtiyaz Ahmad v State of Uttar Pradesh*".
- 2 The Additional Solicitor General has dwelt on various aspects which have been raised in the note.
- 3 In order to facilitate further progress in the hearing of the present case, we direct that a copy of the above note be circulated in a soft form to the Registrars General of all the High Courts as well as to the Law Secretaries to all the State Governments. Since the note contains specific statements in relation to the position of infrastructure and availability of judicial officers in the States/Union Territories, we direct the Registrars General to respond to the note which has been submitted by the Additional Solicitor General insofar as it pertains to the infrastructure and strength of Judges in each of the respective States or, as the case may be, the Union Territories. This exercise shall be completed by the Registrars General of the High Courts within a period of four weeks from the date of the receipt of the note.

- 4 The Law Secretaries to the State Governments shall also submit their responses on affidavit specifically clarifying for the financial years 2017-18 to 2021-22 :
- (i) The extent of funds which have been made available to the State under Centrally Sponsored Schemes;
 - (ii) The amount which has been disbursed by the State Government for the State and District judiciary;
 - (iii) The amount which remains to be provided to the State and District Judiciary or was diverted for other projects; and
 - (iv) details of the utilization certificates.
- 5 The aforesaid exercise shall also be completed within a period of four weeks by the Law Secretaries to the State Governments and the affidavits shall be placed on the record.
- 6 We, thereafter, propose to hear Ms Vibha Datta Makhija, the Additional Solicitor General as well as the counsel appearing on behalf of each of the High Courts so that State-wise position may emerge before the Court.
- 7 Copies of the note shall also be made available to all the counsel who have entered appearance on behalf of the High Courts.
- 8 List the Miscellaneous Application on 6 September 2022.

(SANJAY KUMAR-I)
DEPUTY REGISTRAR

(SAROJ KUMARI GAUR)
COURT MASTER