ITEM NO.301

SUPREME COURT OF INDIA RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO(S). 274/2009

ASSAM PUBLIC WORKS

PETITIONER(S)

SECTION PIL-W/X

VERSUS

UNION OF INDIA & ORS. WITH W.P.(C) NO. 562/2012 (X)

W.P.(C) NO. 916/2014 (PIL-W)

W.P.(C) NO. 876/2014 (X) (FOR STAY APPLICATION ON IA 1/2014)

W.P.(C) NO. 311/2015 (X) (FOR SEEKING LEAVE TO FILE WRITTEN ARGUMENTS ON IA 1/2015 FOR ON IA 2/2015)

W.P.(C) NO. 449/2015 (X) (FOR ON IA 1/2015)

W.P.(C) NO. 450/2015 (X) (FOR ON IA 1/2015)

W.P.(C) NO. 68/2016 (PIL-W) (FOR INTERVENTION APPLICATION ON IA 1/2017)

DIARY NO. 13544/2017

Date : 12-09-2017 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. Somiran Sharma, AOR Mr. Arvind Kumar Sharma, AOR Mr. Partha Sil, AOR RESPONDENT (S)

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	Mrs. Naghma Imtiaz, Adv.
	Mr. Ahmed Zargham, Adv.
	Ms. Amra Moosavi, Adv.
	M/s. Equity Lex Associates, AOR
	Mr. B. Krishna Prasad, AOR
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	Mr. Shuvodeep Roy, AOR
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	Mr. Guntur Prabhakar, AOR
	Mr. Syed Ali Ahmad, Adv.
	Mr. Syed Tanweer Ahmad, Adv.
	Mr. S.S. Bandyopadhyay, Adv.
	Mr. Mohan Pandey, AOR.
	Mr. Mohit D. Ram, AOR
	Mr. Mehmood Pracha, Adv.
	Mr. Mansoor Ali, AOR
	Mr. Shadan Farasat, AOR.
	Mr. Fuzail Ahmad Ayyubi, AOR

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	Ms. Pragya Garg, Adv.
	Mr. Parijat Sinha, AOR
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	Ms. Rachana Srivastava, AOR
UT OF A & N. ADMN.	Mr. K.V. Jagdishvaran, Adv.
	Ms. G. Indira, AOR
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	Mrs. Hemantika Wahi, AOR
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	K. Enatoli Sema, AOR B. Balaii AOB
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State of Rajastian	Mr. Milind Kumar, AOR
	MI. MIIIMU Kumar, Mok
	Mr. Kuldip Singh, AOR
	Mr. Nirnimesh Dube, AOR
	, -
	Mr. Liz Mathew, AOR

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	Mr. Raja Chatterjee, Adv. Ms. Chanchal Kumar Ganguli, AOR Ms. Runa Bhuyan, Adv. Mr. Piyush, Adv.
	Mr. V. N. Raghupathy, AOR Aniruddha P. Mayee, AOR
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	Mr. Shakil Ahmed Syed, Adv. Mohd. Parvez Das, Adv. Ms Uzmi Jamil Husain, Adv.

	Ms. Arna Das, Adv. Mr. Shakeel Ahmed Syed, Adv.
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	Mr. V. K. Sidharthan, AOR
	for M/s Corporate Law Group, AOR
	Mr. Ajit Sinha, Sr. Adv. Ms. Kiran Bhardwaj, Adv. Mr. Raj Bahadur, Adv. For Mrs. Anil Katiyar, AOR
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	Mr. Ranjit Kumar, SG Mr. Ajit Kumar Sinha, Sr. Adv. Mrs. Rekha Pandey, Adv. Mrs. Binu Tamta, Adv. Mrs. Rashmi Malhotra, Adv. Mr. R.M. Bajaj, Adv.
	<ul> <li>Mr. B.H. Marlapalle, Sr. Adv.</li> <li>Mr. Ejaz Maqbool, Adv.</li> <li>Ms. Akriti Chaubey, Adv.</li> <li>Mr. C. George Thomas, Adv.</li> <li>Ms. Tanya Shree, Adv.</li> <li>Ms. Qurratulain, Adv.</li> </ul>

State of U.P. Mr. D.K. Singh, AAG, UP Mr. Saurabh Agrawal, Adv. Ms. Komal Mundhra, Adv. Ms. Alka Sinha, Adv. State of T.N. Mr. M. Yogesh Kanna, AOR Ms. Mahalakshmi, Adv. Ms. Sujatha Bagadhi, Adv. State of Bihar Mr. Abhinav Mukerji, Adv. Mrs. Bihu Sharma, Adv. Ms. Purnima Krishna, Adv. State of J & K Mr. M. Shoeb Alam, Adv. Ms. Fauzia Shakil, Adv. Mr. Ujjwal Singh, Adv. Mr. Mojahid Karim Khan, Adv. Mr. Shadman Ali, Adv. Mr. Raj Bahadur Yadav, Adv. Mr. S.N. Terdal, Adv.

UPON hearing the counsel the Court made the following O R D E R  $\,$ 

We have perused the report of the State Coordinator for National Registration, NRC, Assam dated 30<sup>th</sup> August, 2017. Having perused the said report we are, prima facie, of the view that Shri Abhijit Sarma who represents the petitioner - Assam Public Works in Writ Petition (Civil) No.274 of 2009 has committed contempt of Court. We, therefore, direct the Registry of this Court to register a suo motu contempt petition. Issue notice to the alleged contemnor requiring him to show cause within a period of four weeks from today. Copy of the report of the learned State Coordinator for National Registration, NRC, Assam dated 30<sup>th</sup> August, 2017 along with all enclosures be furnished to the alleged contemnor.

We request the learned Solicitor General of India to assist the Court in the matter for which purpose the Registry of this Court is directed to furnish a copy of the report of the learned State Coordinator for National Registration, NRC, Assam dated 30<sup>th</sup> August, 2017 along with all enclosures to the office of the learned Solicitor General.

We have perused the communication dated 10<sup>th</sup> August, 2017 of the Ministry of Home Affairs, Department of Border Management, Government of India which has been placed before the court in a sealed cover by the learned Solicitor General. We request the learned Solicitor General to suggest another name in place of Shri G.K.Pillai, I.A.S. (Retd.), former Home Secretary to act as the Chairperson of the Committee for overseeing the fencing work. List the matters on Thursday i.e. 14<sup>th</sup> September, 2017 at 3.45 p.m.

Communication dated 10<sup>th</sup> August, 2017 of the Ministry of Home Affairs, Department of Border Management, Government of India placed before the Court by the learned Solicitor General shall be kept in a sealed cover.

[VINOD LAKHINA] AR-cum-PS [ASHA SONI] BRANCH OFFICER