


**OFFICE OF THE PRINCIPAL DISTRICT & SESSIONS JUDGE,
ROHINI COURTS: DELHI**

No. 27(pw'n).Genl./N-W & N/RC/2022 Delhi, dated the..28/01/2022

Sub: Order dated 10.01.2022 passed by the Hon'ble Supreme Court of India in M.A. No. 21 & 29 of 2022 in M.A. No. 665 of 2021 in Sua Moto Writ Petition (Civil) No. 3 of 2020 titled " In Re Cognizance for Extension of Limitation " - regarding.

Copy of the letter bearing no. 256-68/DHC/Gaz./G-2/Judgment/2022 dated 21.01.2022 alongwith the copy of order dated 10.01.2022 passed by the Hon'ble Supreme Court of India in M.A. No. 21 & 29 of 2022 in M.A. No. 665 of 2021 in Sua Moto Writ Petition (Civil) No. 3 of 2020 titled " In Re Cognizance for Extension of Limitation " as received from the Hon'ble High Court of Delhi is being forwarded (through electronic mode) for information and necessary compliance to :-

1. All the Ld. Judicial Officers (DHJS & DJS), North-West & North District, Rohini Courts, Delhi.
2. The Personal Office, Ld. Principal District & Sessions Judge, North-West & North District, Rohini Courts Complex, Delhi.
3. The Dealing Official, R & I Branch, Rohini Courts, Delhi for uploading the same on LAYERS.
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(RAKESH KUMAR-IV)
Additional Sessions Judge (NDPS)
Officer In-charge, General Branch
Rohini Courts Complex, Delhi.

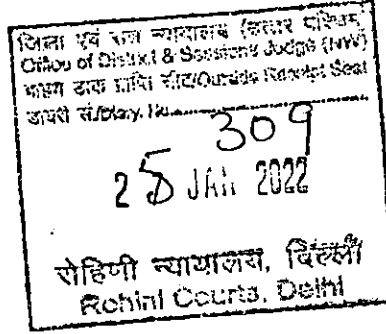
IN THE HIGH COURT OF DELHI AT NEW DELHI

No. 256-68/DHC/Gaz/G-2/Judgment/2022

Dated: 2 January, 2022

From:

The Registrar General,
High Court of Delhi,
New Delhi-110003.



To,

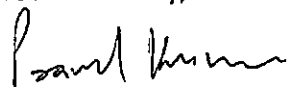
1. The Principal District & Sessions Judge (HQ), Tis Hazari Courts Complex, Delhi.
2. The Principal District & Sessions Judge (East), Karkardooma Courts Complex, Delhi.
3. The Principal District & Sessions Judge (South -West), Dwarka Courts Complex, New Delhi.
4. The Principal District & Sessions Judge (Shahdara), Karkardooma Courts Complex, Delhi.
5. The Principal District & Sessions Judge (South-East), Saket Courts complex, Delhi.
6. The Principal District & Sessions Judge (West), Tis Hazari Courts Complex, Delhi.
7. The Principal District & Sessions Judge (New Delhi), Patiala House Courts Complex, New Delhi.
8. The Principal District & Sessions Judge (North-West), Rohini Courts Complex, Delhi.
9. The Principal District & Sessions Judge (North), Rohini Courts Complex, Delhi.
10. The Principal District & Sessions Judge- Cum- Special Judge (PC Act) (CBI) Rouse Avenue Courts Complex, New Delhi.
11. The Principal District & Sessions Judge (North-East), Karkardooma Courts Complex, Delhi.
12. The Principal District & Sessions Judge (Officiating) (South), Saket Courts Complex, New Delhi.
13. The Principal Judge, Family Court (HQs), South-West, Dwarka, New Delhi.

Sub: Order dated 10.01.2022 passed by Hon'ble Supreme Court of India in M.A No. 21 & 29 of 2022 in M.A No. 665 of 2021 in Suo Moto Writ Petition (Civil) No. 3 of 2020 titled "In Re Cognizance for Extension of Limitation" - regarding.

Sir/Madam,

I am directed to refer to this Court's letters No. 3512-3524/DHC/Gaz/G-2/Judgment/2021 and 4912-4924/DHC/Gaz/G-2/Judgment/2021, dated 06th October, 2021 and 24th December, 2021 respectively, on the above subject, and to forward herewith copy of order dated 10.01.2022 passed by Hon'ble Supreme Court of India in M.A No. 21 & 29 of 2022 in M.A No. 665 of 2021 in Suo Moto Writ Petition (Civil) No. 3 of 2020 titled "In Re Cognizance for Extension of Limitation" and to request you to circulate the same amongst all judicial officers working under your control for information and necessary compliance.

Yours faithfully,


(Pramod Kumar)

Joint Registrar (Gazette-IB)
for Registrar General.

Encl: As above.

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

MISCELLANEOUS APPLICATION NO. 21 OF 2022

IN

MISCELLANEOUS APPLICATION NO. 665 OF 2021

IN

SUO MOTU WRIT PETITION (C) NO. 3 OF 2020

IN RE: COGNIZANCE FOR EXTENSION OF LIMITATION

WITH

MISCELLANEOUS APPLICATION NO.29 OF 2022

IN

MISCELLANEOUS APPLICATION NO. 665 OF 2021

IN

SUO MOTU WRIT PETITION (C) NO. 3 OF 2020

Order

1. In March, 2020, this Court took Suo Motu cognizance of the difficulties that might be faced by the litigants in filing petitions/ applications/ suits/ appeals/ all other quasi proceedings within the period of limitation prescribed under the general law of limitation or under any special laws (both Central and/or State) due to the outbreak of the COVID-19 pandemic.

2. On 23.03.2020, this Court directed extension of the period of limitation in all proceedings before Courts/Tribunals including this Court w.e.f. 15.03.2020 till further orders. On 08.03.2021, the order dated 23.03.2020 was brought to an end, permitting the relaxation of period of limitation between 15.03.2020 and 14.03.2021. While doing so, it was made clear that the period of limitation would start from 15.03.2021.
3. Thereafter, due to a second surge in COVID-19 cases, the Supreme Court Advocates on Record Association (SCAORA) intervened in the Suo Motu proceedings by filing Miscellaneous Application No. 665 of 2021 seeking restoration of the order dated 23.03.2020 relaxing limitation. The aforesaid Miscellaneous Application No.665 of 2021 was disposed of by this Court *vide* Order dated 23.09.2021, wherein this Court extended the period of limitation in all proceedings before the Courts/Tribunals including this Court w.e.f 15.03.2020 till 02.10.2021.
4. The present Miscellaneous Application has been filed by the Supreme Court Advocates-on-Record Association in the context of the spread of the new variant of the COVID-19 and the drastic surge in the number of COVID cases across the country.

Considering the prevailing conditions, the applicants are seeking the following:

- i. allow the present application by restoring the order dated 23.03.2020 passed by this Hon'ble Court in *Suo Motu Writ Petition (C) NO. 3 of 2020* ; and
- ii. allow the present application by restoring the order dated 27.04.2021 passed by this Hon'ble Court in *M.A. no. 665 of 2021 in Suo Motu Writ Petition (C) NO. 3 of 2020*; and
- iii. pass such other order or orders as this Hon'ble Court may deem fit and proper.

5. Taking into consideration the arguments advanced by learned counsel and the impact of the surge of the virus on public health and adversities faced by litigants in the prevailing conditions, we deem it appropriate to dispose of the *M.A. No. 21 of 2022* with the following directions:

- I. The order dated 23.03.2020 is restored and in continuation of the subsequent orders dated 08.03.2021, 27.04.2021 and 23.09.2021, it is directed that the period from 15.03.2020 till 28.02.2022 shall stand excluded for the purposes of limitation as may be prescribed under any general or special laws in respect of all judicial or quasi-judicial proceedings.

- II. Consequently, the balance period of limitation remaining as on 03.10.2021, if any, shall become available with effect from 01.03.2022.
- III. In cases where the limitation would have expired during the period between 15.03.2020 till 28.02.2022, notwithstanding the actual balance period of limitation remaining, all persons shall have a limitation period of 90 days from 01.03.2022. In the event the actual balance period of limitation remaining, with effect from 01.03.2022 is greater than 90 days, that longer period shall apply.
- IV. It is further clarified that the period from 15.03.2020 till 28.02.2022 shall also stand excluded in computing the periods prescribed under Sections 23 (4) and 29A of the Arbitration and Conciliation Act, 1996, Section 12A of the Commercial Courts Act, 2015 and provisos (b) and (c) of Section 138 of the Negotiable Instruments Act, 1881 and any other laws, which prescribe period(s) of limitation for instituting proceedings, outer limits (within which the court or tribunal can condone delay) and termination of proceedings.

6. As prayed for by learned Senior Counsel, M.A. No. 29 of 2022 is dismissed as withdrawn.

.....CJI.
(N.V. RAMANA)

.....J.
(L. NAGESWARA RAO)

.....J.
(SURYA KANT)

New Delhi
January 10, 2022

ITEM NO.301 Court 1 (Video Conferencing)

SECTION PIL-W

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.21/2022 in MA 665/2021 in SMW(C)
No.3/2020

IN RE: COGNIZANCE FOR EXTENSION OF LIMITATION

(FOR ADMISSION and IA No.1935/2022-APPLICATION UNDER SECTION LV
RULE 6 OF THE SUPREME COURT RULES, 2013)

WITH

MA 29/2022 in MA 665/2021 in SMW(C) No. 3/2020 (PIL-W)

(FOR ADMISSION and IA No.3161/2022-APPLICATION UNDER SECTION LV
RULE 6 OF THE SUPREME COURT RULES, 2013 and IA No.3444/2022-
APPLICATION FOR PERMISSION)

Date : 10-01-2022 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MR. JUSTICE SURYA KANT

For Petitioner(s)

Mr. Shivaji M. Jadhav, Adv.
Ms. Manoj K. Mishra, Adv.
Dr. Joseph Aristotle S., Adv.
Ms. Diksha Rai, Adv.
Mr. Nikhil Jain, Adv.
Mr. Atulesh Kumar, Adv.
Dr. Aman M. Hingorani, Adv.
Ms. Anzu Varkey, Adv.
Mr. Aljo Joseph, Adv.
Mr. Sachin Sharma, Adv.
Mr. Varinder K. Sharma, Adv.
Mr. Abhinav Ramkrishna, AOR

Mr. Neeraj Kishan Kaul, Sr. Adv.
Mr. Himanshu Chaubey, AOR
Mr. Prem Dave, Adv.
Mr. Raghav Agrawal, Adv.
Mr. Toshiv Goyal, Adv.

For Respondent(s)

Mr. K.K. Venugopal, AG
Mr. Tushar Mehta, SG

Mr. Rajat Nair, Adv.
 Mr. Kanu Agrawal, Adv.
 Mr. Siddhant Kohli, Adv.
 Mr. Chinmayee Chandra, Adv.
 Mr. Arvind Kumar Sharma, AOR

Ms. Uttara Babbar, AOR
 Mr. Manan Bansal, Adv.

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

Ms. Sunieta Ojha, AOR

Mr. P. I. Jose, AOR
 Mr. Jenis V. Frensis, Adv.
 Mr. Prashant K. Sharma, Adv.

Ms. Anindita Mitra, AOR

Mr. Sahil Tagotra, AOR
 Mr. Subhro Mukherjee, Adv.

Mr. Amit Sharma, AOR

Mr. Sameer Parekh, Adv.
 Mr. Kshatrashal Raj, Adv.
 Ms. Tanya Chaudhry, Adv.
 Ms. Pratyusha Priyadarshini, Adv.
 Ms. Nitika Pandey, Adv.
 For M/s.Parekh & Co., AOR

M/S. VKC Law Offices, AOR

Mr. Vinod Sharma, AOR

Mr. Mukesh K. Giri, AOR

Mr. Kunal Chatterji, AOR
 Ms. Maitrayee Banerjee, Adv.
 Mr. Rohit Bansal, Adv.

Ms. Pratibha Jain, AOR

Sh. Soumya Chakraborty, Sr. Adv.
 Mr. Sanjai Kumar Pathak, AOR
 Ms. Shashi Pathak, Adv.

Mr. Divyakant Lahoti, AOR
 Mr. Parikshit Ahuja, Adv.
 Ms. Praveena Bisht, Adv.
 Ms. Madhur Jhavar, Adv.
 Ms. Vindhya Mehra, Adv.
 Mr. Kartik Lahoti, Adv.
 Mr. Rahul Maheshwari, Adv.
 Ms. Shivangi Malhotra, Adv.

Mr. Tapesk Kumar Singh, AOR
 Mr. Aditya Pratap Singh, Adv.
 Mr. Aditya Narayan Das, Adv.

Ms. Binu Tamta, Adv.
 Mr. Dhruv Tamta, Adv.

Mr. Siddhesh Kotwal, Adv.
 Ms. Ana Upadhyay, Adv.
 Ms. Manya Hasiya, Adv.
 Ms. Pragya Barsaiyan, Adv.
 Mr. Akash Singh, Adv.

Ms. Taruna Ardhendumauli Prasad, AOR

Mr. Sibor Sankar Mishra, AOR
 Mr. Niranjan Sahu, Adv.

Mr. Abhimanyu Tewari, Adv.
 Ms. Eliza Bar, Adv.

Mr. Avijit Mani Tripathi, AOR
 Mr. T.K. Nayak, Adv.

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

The Court is convened through Video Conferencing.

M.A. No.21 of 2022 is disposed of and M.A. No.29/2022 is
 dismissed as withdrawn, in terms of the signed Order.

(VISHAL ANAND)
 ASTT. REGISTRAR-cum-PS

(R.S. NARAYANAN)
 COURT MASTER (NSH)

(Signed Order is placed on the file)