

OFFICE OF THE PRINCIPAL DISTRICT JUDGE:: KURNOOL

Dis.No. 76/Estt/2025

Dated 06-01-2025

Order, dated 12-12-2024 in Writ Petition (Civil) No.1246 of 2020 of the Hon'ble Supreme Court of India – Certain directions issued, is herewith communicated.

The Judicial Officers concerned are hereby requested to download the Copy of Order, dated 12-12-2024 in Writ Petition (Civil) No.1246 of 2020 of the Hon'ble Supreme Court of India – Certain directions issued, from District Court website i.e., <https://kurnool.dcourts.gov.in> for information.

The Judicial Officers concerned are hereby requested to submit the compliance report after downloading the above copy to this Court.


PRINCIPAL DISTRICT JUDGE,
KURNOOL.

To,

All the Judicial Officers in Kurnool District.

The Secretary, District Legal Services Authority, Kurnool.

The Senior Superintendent (Accounts), Principal District Court, Kurnool.

The Stenographer Grade-I, Principal District Court, Kurnool.

The Superintendent/Civil Bench Clerk, Principal District Court, Kurnool.

The Superintendent/Translator, Principal District Court, Kurnool.

The System Officer, District Court, Kurnool, with a direction to upload the same in the District Court's Official website.

Dr. Y. LAKSHMANA RAO
REGISTRAR GENERAL



AMARAVATI
(Off) :0863 2372613
(Telefax):0863 2372631

ROC No.656/SO/2024

Dated 27.12.2024

To
All the Principal District Judges
in Andhra Pradesh.

Sir/Madam,

Sub: High Court of Andhra Pradesh – Order dated
12.12.2024 in Writ Petition (Civil) No. 1246 of 2020 of
Hon'ble Supreme Court of India – Certain directions
issued – Forwarded – Reg.

Ref: E-mail /Letter dated 13-12-2024 from the Hon'ble
Supreme Court of India, New Delhi, along with copy of
Order dated 12.12.2024 in W.P.(Civil) No. 1246 of
2020.

Adverting to the subject and reference cited, I am to forward herewith
copy of Order dated 12.12.2024 in Writ Petition (Civil) No. 1246 of 2020 of
Hon'ble Supreme Court of India, for information and compliance of the
directions issued therein.

Further, I also request you communicate the same to all the Judicial
Officers in your Unit and to the Presiding Officers of Labour Courts/Tribunals
in the District working under the control of the High Court, for information and
compliance of the directions issued in the order.

Yours sincerely,

y. lakshmana rao
27/12/24

REGISTRAR GENERAL

Encl: As stated.

RS 71
31/12/24

ITEM NO.301

COURT NO.1

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

Writ Petition (Civil) No. 1246/2020

ASHWINI KUMAR UPADHYAY

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No. 9696/2024 - APPLICATION FOR CONDONATION OF DELAY IN FILING, THE APPLICATION FOR SETTING ASIDE THE ABATEMENT, IA No. 9695/2024 - APPLICATION FOR SUBSTITUTION, IA No. 171743/2022 - INTERVENTION APPLICATION and IA No. 87567/2024 - INTERVENTION APPLICATION)

WITH

W.P.(C) No. 559/2020 (PIL-W)

W.P.(C) No. 619/2020 (PIL-W)

(FOR ADMISSION and IA No.57771/2020-PERMISSION TO APPEAR AND ARGUE IN PERSON)

W.P.(C) No. 827/2022 (PIL-W)

W.P.(C) No. 782/2022 (PIL-W)

(FOR ADMISSION)

W.P.(C) No. 891/2022 (PIL-W)

(FOR ADMISSION)

Date : 12-12-2024 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE SANJAY KUMAR

HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s)

Mr. Barun Kumar Sinha, Adv.

Mrs. Pratibha Sinha, Adv.

Mr. Sneh Vardhan, Adv.

Mr. Rakesh Mudgal, Adv.

Mr. Pankaj Kumar Shukla, Adv.

Mr. Chhail Bihari Singh, Adv.

Mr. Ritu Raj, Adv.

Mrs. Kanika, Adv.

Mr. Abhishek, AOR

2/12/24
c/24

Mr. Raju Ramachandran, Sr. Adv.
Mr. Yusuf Hatim Muchhala, Sr. Adv.
Ms. Vrinda Grover, Adv.
Mr. Ejaz Maqbool, AOR
Mr. Sagheer A. Khan, Adv.
Mr. Shahid Nadeem, Adv.
Mr. Mujahid Ahmed, Adv.
Mr. Soutik Banerjee, Adv.
Mr. Vikram Narayan, Adv.
Mr. Saif Zia, Adv.
Mr. Aqil Khan, Adv.

Mr. Rakesh Dwivedi, Sr. Adv.
Mr. Vikas Singh, Sr. Adv.
Mr. Ashwini Kumar Upadhyay, Adv.
Mr. Ashwani Kumar Dubey, AOR
Ms. Deepika Kaliya, Adv.
Ms. Vasudha Singh, Adv.
Mr. Chandra Shekhar, Adv.
Ms. K. Tanushree Rao, Adv.
Ms. Samiksha Sharma, Adv.

Mr. Vijay Hansaria, Sr. Adv.
Mr. Anjani Kumar Mishra, AOR
Mrs. Hardeep Mishra, Adv.
Mr. Praveen Mishra, Adv.
Mr. Krishna Gopal Mishra, Adv.
Mr. Tejasvi Goel, Adv.

Dr. Subramanian Swamy,
Petitioner-in-person

Petitioner-in-person

Mr. Maninder Singh, Sr. Adv.
Mr. Hari Shankar Jain, Adv.
Mr. Vishnu Shankar Jain, AOR
Ms. Ashita Chawla, Adv.
Mr. Shourya Krishna, Adv.
Ms. Mani Munjal, Adv.
Ms. Marbiang Khongwir, Adv.
Mr. Parth Yadav, Adv.
Mr. Rangasaran Mohan, Adv.
Mr. Amarpal Singh Dua, Adv.

For Respondent(s)/
Applicant(s)

Mr. Raju Ramachandran, Sr. Adv.
Mr. Yusuf Hatim Muchhala, Sr. Adv.
Ms. Vrinda Grover, Adv.
Mr. Ejaz Maqbool, AOR
Mr. Shahid Nadeem, Adv.

Mr. Sagheer A. Khan, Adv.
Mr. Mujahid Ahmed, Adv.
Mr. Soutik Banerjee, Adv.
Mr. Vikram Narayan, Adv.
Mr. Saif Zia, Adv.
Mr. Aqil Khan, Adv.

Mr. Tushar Mehta, S.G.
Mr. K.M. Nataraj, A.S.G.
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Mr. Chandra Shekhar, Adv.
Mr. Nirmal Kumar Ambastha, AOR

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Mr. Anas Tanwir, AOR
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Ms. Masoom Raj Singh, Adv.
Ms. Zainab Sheikh, Adv.
Mr. Zaid Raza, Adv.
Mr. Mayank Suryan, Adv.
Mr. Ashish Kumar, Adv.

Mr. Ashok Mehta, Sr. Adv.
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Mr. Pankaj Dubey, Adv.
Mr. Alok Kumar Pandey, Adv.
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Mr. Pratyaksh Semwal, Adv.

Mr. Rizwan Merchant, Adv.
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Mr. Soutik Banerjee, Adv.
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Mr. Sarim Naved, Adv.
Mr. Saurabh Sagar, Adv.
Mr. Zeeshan Ahmad, Adv.
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Mr. Huzefa A. Ahmadi, Sr. Adv.
Mr. Ibad Mushtaq, Adv.
Ms. Akanksha Rai, Adv.
Mr. Mohammad Nizamuddin Pasha, Adv.
Ms. Gurneet Kaur, Adv.
Ms. Rashmi Singh, Adv.
Ms. Rupali Samuel, Adv.
Mr. Fuzail Ahmad Ayyubi, AOR

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Mr. Ujjwal Singh, AOR
Ms. Tasmiya Taleha, Adv.
Ms. Bidya Mohanty, Adv.
Ms. Viddusshi Shandilya, Adv.
Ms. Katyayani Suhrud, Adv.
Mr. Abhishek Kalaiyaran, Adv.

Mr. Aruneshwar Gupta, Sr. Adv.
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Mr. Abhishek Sharma, Adv.
Mr. Rajeev Singh, AOR

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Mr. V. Shyamohan, Adv.
Ms. Shaktiki Sharma, Adv.
Mr. Avinash Sharma, Adv.
Ms. Anshika Bajpai, Adv.

M/s. KMNP Law, AOR

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Ms. Saudamini Sharma, Adv.
Mr. Sampat Pasriccha, Adv.
Mr. Rajkumar Maurya, Adv.
Ms. Nayoleeka Purty, Adv.
Mr. Jayant Kashyap, Adv.
Mr. Sumit Teterrwal, AOR

Ms. Bharti Tyagi, AOR
Mr. Vikash Kumar, Adv.
Mr. D.K. Singh, Adv.

Mr. Dushyant A. Dave, Sr. Adv.
Mr. Akshat Malpani, Adv.
Ms. Ayushi Gaur, Adv.
Mr. Krishna Kumar Singh, AOR

Mr. Aman Sinha, Sr. Adv.
Mr. Atulesh Kumar, AOR
Ms. Nupoor Sinha, Adv.
Mr. Maurya Vijay Chandra, Adv.
Mr. S.N. Shrivastav, Adv.
Mr. Santosh Kumar, Adv.
Ms. Bhavya Tyagi, Adv.
Ms. Astha Arya, Adv.

Ms. Tasneem Ahmadi, Adv.
Mr. Mehmood Pracha, Adv.
Mr. R.H.A. Sikander, AOR
Mr. Jatin Bhatt, Adv.
Ms. Mahima Rathi, Adv.
Ms. Pragya Rathi, Adv.
Mr. Sanawar Choudhary, Adv.
Mr. Kshitij Singh, Adv.
Ms. Nuzhat Naseem, Adv.
Ms. Sadiya Sultan, Adv.
Mr. Mohd. Saleem, Adv.
Mr. Mohd. Khurshid, Adv.
Mr. Faisal Mohammad, Adv.
Mr. Mohd. Danish, Adv.
Mr. Mohd. Shameem, Adv.
Mr. Mohd. Hasan, Adv.
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Mr. Santosh Kumar, Adv.

Mr. Praneet Pranav, Adv.

Mrs. Rajshri Dubey, Adv.

Mr. Abhishek Chauhan, Adv.

Mr. Rahul Tanwani, Adv.

Mr. Vikash Shukla, Adv.

Mr. Amit P Shahi, Adv.

Mr. Sudipto Sircar, Adv.

Ms. Aditi Tripathi, Adv.

Mr. Amit Kumar, Adv.

Mr. Amit Sharma, Adv.

Mr. Raghu Vamsy, Adv.

Ms. Sindhoora VNL, Adv.

Mr. Aishwarya Vikram, Adv.

Mr. Shashibhushan Nagar, Adv.

Mr. Rahul Sethi, Adv.

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Mr. Manish Dhingra, Adv.

Mr. Gaurav Yadav, Adv.

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Mr. P.V. Dinesh, Sr. Adv.

Mr. Zulfiker Ali P.S., AOR

Mr. Mohammad Thoyyib Hudawi, Adv.

Ms. Lakshmi Sree P., Adv.

Ms. Lebina Baby, Adv.

Mr. Salman Khurshid, Sr. Adv.

Mrs. Vibha Datta Makhija, Sr. Adv.

Mr. Shariq Ahmed, Adv.

Mr. Talha Abdul Rahman, Adv.

Mr. Tariq Ahmed, Adv.

Ms. Lubna Naaz, Adv.

Mr. Karan Mangain, Adv.

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Applicant-in-person, AOR

Mr. Gaurav Bhatia, Sr. Adv.
Mr. Sadashiv, AOR
Mr. Rajendra Prasad Swarnkar, Adv.
Mr. Ashish Singh, Adv.
Mr. Fatesh Kumar Sahu, Adv.
Mr. Devendra Kumar Gupta, Adv.
Mr. Sachin Agarwal, Adv.
Mr. Ashish Kumar Pandey, Adv.
Ms. Pushpa Gupta, Adv.
Mr. Nempal Singh, Adv.
Ms. Vandana, Adv.
Ms. Charanjeet Sidhu, Adv.

Mr. Mansoor Ali, AOR

Mr. Anoop Prakash Awasthi, Adv./AOR
Mr. Subhash Jha, Adv.
Mr. Siddharth Jha, Adv.
Ms. Apeksha Sharma, Adv.
Mr. Sumeet Upadhyay, Adv.
Ms. Shruti Yadav, Adv.

Ms. Indira Jaising, Sr. Adv.
Ms. Disha Wadekar, Adv.
Mr. Yash S. Vijay, Adv./AOR
Mr. Paras Nath, Adv.
Mr. Sadeeq, Adv.
Mr. Rohin Bhat, Adv.

Mr. Shadan Farasat, Sr. Adv.
Mr. Harshit Anand, Adv.
Mr. Abhishek Babbar, Adv.
Mr. Sanman Vardhan Gautam, Adv.
Mr. Yash S. Vijay, Adv./AOR

Mr. C.S. Vaidyanathan, Sr. Adv. **

Mr. Mukul Rohatgi, Sr. Adv. **

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

All applications for intervention/impleadment are allowed,
subject to all just exceptions.

The amended memo of parties will be filed within four weeks

from today.

The Union of India, which has not filed its counter affidavit/reply, shall file the same within four weeks from today.

It is noted that in Writ Petition (Civil) No. 782/2022, which seeks the implementation and enforcement of the Places of Worship (Special Provisions) Act, 1991,¹ notice was issued, *vide* order dated 09.09.2022. A counter affidavit/reply has not yet been filed.

As noted in the order dated 11.07.2023, it has been stated on behalf of the Union of India that a common affidavit in reply and response to the entire batch of cases will be filed.

Copies of the said counter affidavit/reply will be served on the petitioners and the respondents, who may file their rejoinder(s)/response(s) thereto within four weeks from the date of service of the counter affidavit/reply.

Once filed, a copy of the said counter affidavit/reply of the Union of India shall be uploaded on the Google Drive link to be created by Mr. Kanu Agarwal, Advocate-on-Record, who is the Nodal Counsel for the Union of India in the present matter. The said link will then be circulated to all the concerned Advocates-on-Record in the present case, including those for the newly impleaded parties.

Mr. Vishnu Shankar Jain, Advocate-on-Record, is appointed as the Nodal Counsel on behalf of the writ petitioners challenging the validity of the 1991 Act. Mr. Ejaz Maqbool, Advocate-on-Record, is appointed as the Nodal Counsel on behalf of the petitioners/intervenors who seek enforcement of the 1991 Act or are

¹ For short, "The 1991 Act."

opposing the writ petitions challenging the validity of the 1991 Act.

All the pleadings/documents to be filed in the present matter shall also be sent to the Nodal Counsel on the email id: inrewritpetition559of2020@gmail.com. All the Nodal Counsel will have access to the said email ID to facilitate coordination.

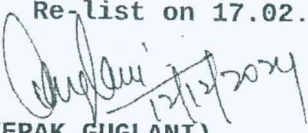
This Court, vide order dated 12.10.2022, had referred to the submissions of the parties, formulating several questions of law. During the course of the hearing, it was pointed out that several other aspects and issues would also arise for consideration.

The primary issue, that arises for consideration, is with regard to Sections 3 and 4 of the 1991 Act and its contours, as well as the width and expanse of the said provisions.

As the matter is *sub judice* before this Court, we deem it appropriate to direct that, though fresh suits may be filed, no suits would be registered and no proceedings shall be undertaken therein till further orders of this Court.

Further, in the pending suits, no Court will pass any effective interim orders or final orders, including orders directing surveys, etc., till the next date of hearing/further orders of this Court.

Re-list on 17.02.2025.


(DEEPAK GUGLANI)
AR-cum-PS


(R.S. NARAYANAN) 12/12/24
ASSISTANT REGISTRAR

** Online appearance/physical appearance slip not received.