

ITEM NO.3

COURT NO.3

SECTION 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

Petition(s) for Special Leave to Appeal (C) No(s). 189/2016
(Arising out of impugned final judgment and order dated 04/01/2016
in WP(C) No. 7745/2015 passed by the High Court Of Gauhati)

NABAM REBIA

Petitioner(s)

VERSUS

DEPUTY SPEAKER AND ORS.

Respondent(s)

WITH

SLP(C) No. 876/2016(With Office Report)

S.L.P. (C)...CC No. 779-780/2016

(With appln.(s) for permission to file SLP and Office Report)

Date : 13/01/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

HON'BLE MR. JUSTICE C. NAGAPPAN

For Petitioner(s) Mr. Fali S. Nariman, Sr. Adv.

In CC 779-780/2016 Mr. Subhash Sharma, Adv.

Mr. Arunabh Chowdhary, Adv.

Mr. Ashish Jha, Adv.

Ms. Pallavi Langar, Adv.

In SLP 189/2016 Mr. Kapil Sibal, Sr. Adv.

Mr. Ankur Chawla, Adv.

Ms. Heena Khan, Adv.

for Mr. Chandra Prakash, AOR

IN SLP 876/2016 Ms. Heena Khan, Adv.

for Mr. Sarvesh Singh Baghel, Adv.

For Respondent(s) Mr. Ashok Desai, Sr. Adv.

Mr. Vikas Singh, Sr. Adv.

Mr. Subramonium Prasad, Sr. Adv.

Ms. Varuna Bhandari Gugnani, Adv.

Mr. Bhakti Vardhan Singh, Adv.

Mr. Rajeev Dalal, Adv.

for A.P. & J Chambers

Mr. L.N. Rao, Sr. Adv.

Mr. Subramonium Prasad, Sr. Adv.

Ms. Meha Agarwal, Adv.

Ms. Varuna Bhandari, Adv.

Mr. Utkarsh S, Adv.

Mr. Goutham Shiv Shankar, Adv.

Mr. Aditya Singh, Adv.

Mr. Abhay Kumar, AOR

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

SLP(C) No. 189 of 2016

Learned counsel for the petitioner states, that the petitioner may be permitted to withdraw the instant special leave petition.

Dismissed as withdrawn.

SLP(C) No. 876/2016 and SLP(CC) Nos.779-780/2016

Learned counsel for the petitioner states, that the instant cases arise out of extremely important constitutional issues, which need to be addressed without any further delay. It is, however submitted, that the implementation of any of the orders, in the meantime, would seriously prejudice the rights of the parties. Learned counsel for the petitioners therefore suggest, that hearing in the matter should commence forthwith. They also suggest, that convening of the Assembly and its meeting should be deferred at least till 18.01.2016.

Insofar as the seriousness of the issues is concerned, and that they require immediate attention, there is no dispute at the hands of the learned counsel representing the respondents. Additionally, it is submitted by the learned counsel for the respondents, that in terms of the Rules of Procedure, the Assembly cannot, in any eventuality, be convened without a prior notice of two weeks, and as such, there is no question of any Assembly meeting, from now onwards till 18.01.2016.

Having heard learned counsel for the rival parties, we

are satisfied, that it would be just and appropriate, if proceedings of the Assembly are not held from now onwards till 18.01.2016.

The instant order, be placed by the parties, before His Excellency the Governor of Arunachal Pradesh, for his consideration.

List for hearing on 14.01.2016, at the top of the Board.

Liberty is granted to the learned counsel for the petitioners, to assail the order of the High Court dated 13.01.2016 (passed in Writ Petition(C) No. 7745 of 2015 and Writ Petition(C) No. 7998 of 2015). In case, such petition(s) are filed, the Registry shall entertain them, and place them along with these cases for hearing on 14.01.2016.

(Renuka Sadana)
Court Master

(Parveen Kr. Chawla)
AR-cum-PS