

ITEM NO.501

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).....CC No(s).
779-780/2016

(Arising out of impugned final judgment and order dated 07/01/2016
in WPC No. 9/2016 05/01/2016 in WPC No. 9/2016 passed by the High
Court Of Gauhati)

BAMAG FELIX

Petitioner(s)

VERSUS

PEMA KHANDU & ORS.

Respondent(s)

(with appln(s) for permission to file SLP and office report)

WITH

SLP(C) No. 1259-1260/2016

(With appln.(s) for directions and appln.(s) for directions and
appln.(s) for directions and appln.(s) for permission to file
lengthy list of dates and appln.(s) for exemption from filing c/c
of the impugned judgment and)

Date : 17/02/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR
HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE
HON'BLE MR. JUSTICE N.V. RAMANA

For Petitioner(s) Mr. Fali S. Nariman, Sr. Adv.
In CC 779-780/16 Mr. Arunabh Chaudhary, Adv.
Ms. Heena Khan, Adv.
Mr. Subhash Sharma, Adv.
Mr. Vaibhav Tomar, Adv.
Ms. G. Panmei, Adv.
for Ms. Pallavi Langar,AOR

In SLP 1259-1260/
2016 Mr. Kapil Sibal, Sr. Adv.
Mr. Ankur Chawla, Adv.
Mr. Nizam Pasha, Adv.
Ms. Kanika Singh, Adv.
Mr. Samir Malik, Adv.
Ms. Megha Gupta, Adv.
for Mr. Sarvesh Singh Baghel,AOR

For Respondent(s) Mr. Ashok Desai, Sr. Adv. (for RR Nos. 21 to 30)
Mr. Rajiv Dalal, Adv.
Mr. Ashmeet Singh, Adv.

Mr. Amol Chandan, Adv.
 Mrs. Deepika Kalia, Adv.
 Mr. Kapish, Adv.
 Mr. Tanzing, Adv.
 for Mr. Abhay Kumar, AOR

Mr. Rakesh Dwivedi, Sr. Adv.
 Mr. Subramonium Prasad, Sr. Adv.
 Ms. Varuna Bhandari, Adv.
 Mr. Utkarsh, Adv.
 Ms. Megha Agarwal, Adv.
 Ms. Sanskriti Pathak, Adv.
 for Mr. Aditya Singh, AOR

For RR No.16

Mr. T.R. Andhiyarujina, Sr. Adv.
 Mr. Satya Pal Jain, Sr. Adv.
 Mr. Bhakti Vardhan Singh, Adv.
 Mr. Vikramjit Banerjee, Adv.
 Mr. Amit Kumar Pathak, Adv.
 Mr. Soumik Ghosal, Adv.
 Mr. Vikas Singh Jangra, Adv.
 Mr. Siddharth Sijoria, Adv.

Mr. Ram Jethmalani, Sr. Adv.

Mr. Jayant Mohan, Adv.

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

SLP(C) Nos. 1259-1260 of 2016

Arguments heard in part.

For further consideration, list the matter again on
 18.02.2016.

To be taken up at 10.30 a.m.

SLP(C) ...CC Nos.779-780/2016

In the post-lunch session, we have heard learned senior counsel representing the rival parties in SLP(C)...CC Nos.779-780/2016. We are of the view, that it is essential to peruse the original record pertaining to the disqualification of the 14 MLAs.

The record pertaining to the proceedings conducted by the

Speaker - Nabam Rebia, under the Xth Schedule of the Constitution pertaining to the disqualification of the 14 MLAs, held on 14.12.2015 and 15.12.2015, be produced in this Court in a sealed cover at the earliest, preferably by 10.30 a.m. on 18.02.2016, by the Secretary of the State Legislative Assembly, in whose official custody, we are informed, the original record is available.

The impugned order further reveals, that some part of the above record, is also in the safe custody of the Gauhati High Court, and has been retained in a sealed cover. The Registrar General of the Gauhati High Court is directed to ensure, that the sealed record pertaining to the disqualification of the 14 MLAs, assailed in Writ Petition(C) No. 9 of 2016, is produced in this Court at the earliest, preferably by 10.30 a.m. on 18.02.2016.

The Secretary General of this Court shall facilitate the implementation of the instant order.

In the meantime, the parties before this Court shall maintain status quo.

For further consideration, list again on 18.02.2016 as part-heard.

To be taken up at 10.30 a.m.

(Renuka Sadana)
Court Master

(Parveen Kr. Chawla)
AR-cum-PS