

ITEM NO.1001

SECTION II-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

REVIEW PETITION (CRIMINAL) _____/2019 (Diary No(s). 11572/2018)
in CrI.A. No. No. 416/2018)

LOK JAN SHAKTI PARTY

Petitioner(s)

VERSUS

DR. SUBHASH KASHINATH MAHAJAN & ORS.

Respondent(s)

(IA No. 45183/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

WITH

Diary No(s). 11875/2018 (II-A)

(IA No. 46505/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 12240/2018 (II-A)

(IA No. 48092/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 12446/2018 (II-A)

(IA No. 49903/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 12978/2018 (II-A)

(IA No. 50519/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 13046/2018 (II-A)

(IA No. 50868/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 13837/2018 (II-A)

(IA No. 54071/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 14585/2018 (II-A)

(IA No. 56994/2018 - PERMISSION TO FILE REVIEW PETITION AS PARTY IN PERSON AND TO HEAR IT IN OPEN COURT)

Diary No(s). 14827/2018 (II-A)

(IA No. 58136/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 14983/2018 (II-A)
(IA No. 58867/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 15019/2018 (II-A)
(IA No. 59034/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 15046/2018 (II-A)
(IA No. 59142/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 15097/2018 (II-A)
(IA No. 59371/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 16295/2018 (II-A)
(IA No. 63772/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Diary No(s). 16695/2018 (II-A)
(IA No. 65141/2018 - APPLICATION FOR PERMISSION TO FILE REVIEW PETITION)

Date : 05-12-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MR. JUSTICE ASHOK BHUSHAN

By Circulation

UPON perusing papers the Court made the following
O R D E R

All these Review Petitions arise out of Judgment and Order dated 20.03.2018 passed by a Bench of two Judges of this Court in Criminal Appeal No. 416 of 2018. Certain directions issued by this Court and observations made therein are called in question in these Review Petitions.

It must be stated that Review Petition (Crl.) Nos. 275 of 2018 and 228 of 2018 arising from said Criminal Appeal No. 416 of 2018, was dealt with by a Bench of three Judges and following directions were passed by this Court:-

"We do not doubt that directions encroach upon the field reserved for the legislature and against the concept of protective discrimination in favour of downtrodden classes under Article 15(4) of the Constitution and also impermissible within the parameters laid down by this Court for exercise of powers under Article 142 of Constitution of India. Resultantly, we are of the considered opinion that direction Nos.(iii) and (iv) issued by this Court deserve to be and are hereby recalled and consequently we hold that direction No.(v), also vanishes. The review petitions are allowed to the extent mentioned above."

Since said Review Petitions were dealt with by a Bench of three Judges, in our view, these matters be placed before the appropriate Bench. The Registry is directed to place the papers before Hon'ble the Chief Justice of India and seek appropriate directions.

(INDU MARWAH)
COURT MASTER

(SUNIL KR. RAJVANSHI)
BRANCH OFFICER