

ITEM NO.46(PH)

COURT NO.6

SECTION III

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

Civil Appeal No(s). 5454/2019

ROHAN VIJAY NAHAR & ORS.

Appellant(s)

VERSUS

THE STATE OF MAHARASHTRA & ORS.

Respondent(s)

(IA No. 282822/2024 - INTERVENTION APPLICATION)

WITH

C.A. No. 5501/2019 (III)
(IA 34347/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5511/2019 (III)
(IA 69566/2019- FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT)

C.A. No. 14074/2024 (III)
(IA 85020/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14075/2024 (III)
(IA 85712/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14076/2024 (III)
(IA 86750/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14077/2024 (III)
(IA 84979/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14087/2024 (III)
(IA 92430/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT AND IA 92431/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14078/2024 (III)
(IA 85668/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14083/2024 (III)
(IA 89058/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14079/2024 (III)
(IA 85521/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14080/2024 (III)
(IA 85683/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14081/2024 (III)

(IA 86779/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 9434/2019 (III)
(IA 186787/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5468/2019 (III)
(IA 4581/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5458/2019 (III)
(IA 661/2019 FOR EXEMPTION FROM FILING O.T. AND IA 48586/2022 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5473/2019 (III)
(IA 14109/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5455/2019 (III)
(IA 185198/2018 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 185200/2018 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5466/2019 (III)
(IA 9518/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 9522/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5456/2019 (III)
(IA 186020/2018 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA 186022/2018 FOR EXEMPTION FROM FILING O.T., IA 186024/2018 FOR PERMISSION TO FILE LENGTHY LIST OF DATES, IA 14461/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES, IA 106544/2021 FOR APPLICATION FOR SUBSTITUTION AND IA 48548/2022 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5457/2019 (III)
(IA 186208/2018 FOR EXEMPTION FROM FILING O.T., IA 186209/2018 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES AND IA 14634/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 5460/2019 (III)
(IA 3293/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5469/2019 (III)
(IA 13456/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 5462/2019 (III)
(IA 6882/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 6884/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5503/2019 (III)
(IA 46155/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES AND IA 46156/2019 FOR EXEMPTION FROM FILING O.T., IA 46157/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA 130570/2019 FOR PERMISSION TO FILE ADDITIONAL

DOCUMENTS/FACTS/ANNEXURES AND IA 130571/2019 FOR EXEMPTION FROM FILING O.T.)

**C.A. No. 5465/2019 (III)
(IA 8147/2019 FOR EXEMPTION FROM FILING O.T. AND IA 48560/2022 FOR EXEMPTION FROM FILING O.T.)**

**C.A. No. 5459/2019 (III)
(IA 3084/2019 FOR PERMISSION TO PLACE ADDITIONAL FACTS AND GROUNDS, IA 3087/2019 FOR PERMISSION TO PLACE ADDITIONAL FACTS AND GROUNDS, IA 6392/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES, IA 6393/2019 FOR EXEMPTION FROM FILING O.T. AND IA 48575/2022 FOR EXEMPTION FROM FILING O.T.)**

**C.A. No. 5461/2019 (III)
(IA 5117/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES, IA 6389/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES AND IA 6391/2019 FOR EXEMPTION FROM FILING O.T.)**

**C.A. No. 5467/2019 (III)
(IA 11507/2019 FOR EXEMPTION FROM FILING O.T. AND IA 11508/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**C.A. No. 5463/2019 (III)
(IA 6987/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 6990/2019 FOR EXEMPTION FROM FILING O.T.)**

**C.A. No. 5464/2019 (III)
(IA 7487/2019 FOR EXEMPTION FROM FILING O.T.)**

**C.A. No. 5483/2019 (III)
(IA 3689/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES, IA 3691/2019 FOR EXEMPTION FROM FILING O.T. IA 6376/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES, IA 6378/2019 FOR EXEMPTION FROM FILING O.T. AND IA 48539/2022 FOR EXEMPTION FROM FILING O.T.)**

**C.A. No. 5834/2019 (III)
(IA 74097/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES, IA 74099/2019 FOR PERMISSION TO FILE LENGTHY LIST OF DATES, IA 74101/2019 FOR EXEMPTION FROM FILING O.T., IA 74104/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA 103300/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES AND IA 103301/2019 FOR EXEMPTION FROM FILING O.T.)**

C.A. No. 5504/2019 (III)

**C.A. No. 5512/2019 (III)
(IA 65304/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 65305/2019 FOR EXEMPTION FROM FILING O.T.)**

C.A. No. 5474/2019 (III)
(IA 12645/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5508/2019 (III)
(IA 50251/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5476/2019 (III)
(IA 13472/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5506/2019 (III)
(IA 53759/2019 FOR EXEMPTION FROM FILING O.T. AND IA 34134/2021 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5478/2019 (III)

C.A. No. 5487/2019 (III)

C.A. No. 5480/2019 (III)

C.A. No. 5481/2019 (III)
(IA 14414/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5608/2019 (III)
(IA 97285/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 97286/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14105/2024 (III)

C.A. No. 5502/2019 (III)
(IA 38198/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5509/2019 (III)
(IA 34217/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5513/2019 (III)
(IA 47154/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 1592/2023 (III)

C.A. No. 5505/2019 (III)
(IA 53194/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 53196/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5507/2019 (III)
(IA 54319/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 54321/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 1504/2020 (III)
(IA 6847/2020 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 6848/2020 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 574/2020 (III)
(IA 2006/2020 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 2009/2020 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 582/2020 (III)
(IA 3182/2020 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 3183/2020 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 576/2020 (III)
(IA 4864/2020 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 4867/2020 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14086/2024 (III)
(IA 84742/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14098/2024 (III)
(IA 92526/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14088/2024 (III)
(IA 92800/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14089/2024 (III)
(IA 91053/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 55017/2021 FOR WITHDRAWAL OF CASE/APPLICATION)

C.A. No. 14106/2024 (III)
(IA 177816/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14094/2024 (III)
(IA 93239/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 14097/2024 (III)
(IA 97518/2019 FOR EXEMPTION FROM FILING O.T. AND IA 97519/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 6245/2019 (III)
(IA 111481/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 1538/2020 (III)

C.A. No. 1721/2020 (III)
(IA 19708/2020 EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 19710/2020 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 3433/2020 (III)
(IA 89143/2020 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA 89144/2020 FOR EXEMPTION FROM FILING AFFIDAVIT AND IA 103169/2020 FOR APPLICATION FOR PERMISSION)

C.A. No. 1594/2023 (III)

C.A. No. 14082/2024 (III)
(IA 142217/2021 FOR CONDONATION OF DELAY IN FILING)

C.A. No. 14085/2024 (III)
(IA 145606/2021 FOR CONDONATION OF DELAY IN FILING)

C.A. No. 14073/2024 (III)
(IA 102892/2021 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND FOR EXEMPTION FROM FILING O.T. ON IA 102893/2021)

C.A. No. 14070/2024 (III)
(FOR ADMISSION and I.R. and IA No.213146/2024-CONDONATION OF DELAY IN FILING, IA No.213144/2024-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No.213148/2024-CONDONATION OF DELAY IN REFILING/CURING THE DEFECTS and IA No.213143/2024-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 14103/2024 (III)
(IA No.204771/2024-CONDONATION OF DELAY IN FILING and IA No.204772/2024-EXEMPTION FROM FILING O.T. and IA No.204770/2024-PERMISSION TO FILE PETITION (SLP/TP/WP/..))

C.A. No. 14104/2024 (III)
(IA No.214929/2024-CONDONATION OF DELAY IN FILING and IA No.214931/2024-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.214930/2024-EXEMPTION FROM FILING O.T. and IA No.214928/2024-PERMISSION TO FILE PETITION (SLP/TP/WP/..))

C.A. No. 5491/2019 (III)
(IA 14841/2019 FOR EXEMPTION FROM FILING O.T. AND IA 16412/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES AND IA 16413/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5490/2019 (III)
(IA 14671/2019 FOR EXEMPTION FROM FILING O.T., IA 16419/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES, IA 16420/2019 FOR EXEMPTION FROM FILING O.T. AND IA 48580/2022 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5489/2019 (III)
(IA 14812/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA 16431/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES AND IA 16433/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5471/2019 (III)
(IA 114733/2024 FOR INTERVENTION/IMPLEADMENT AND IA 114736/2024 FOR APPROPRIATE ORDERS/DIRECTIONS)

C.A. No. 5470/2019 (III)
(IA 114657/2024 FOR INTERVENTION/IMPLEADMENT AND IA 114680/202

FOR APPROPRIATE ORDERS/DIRECTIONS)

C.A. No. 5472/2019 (III)
(IA 18318/2019 FOR EXEMPTION FROM FILING O.T. AND IA 18320/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 5488/2019 (III)
(IA 22756/2019 FOR EXEMPTION FROM FILING O.T. AND IA 24251/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 5499/2019 (III)
(IA 48526/2022 FOR EXEMPTION FROM FILING O.T. AND IA 19092/2024 FOR APPLICATION FOR PERMISSION)

C.A. No. 5482/2019 (III)
(IA 14042/2019 FOR EXEMPTION FROM FILING O.T., IA 48530/2022 FOR EXEMPTION FROM FILING O.T., IA 216968/2023 FOR APPLICATION FOR SUBSTITUTION, IA 216969/2023 FOR SETTING ASIDE AN ABATEMENT AND IA 216970/2023 FOR APPLICATION FOR CONDONATION OF DELAY IN FILING THE APPLICATION FOR SETTING ASIDE THE ABATEMENT)

C.A. No. 5477/2019 (III)
(IA 14680/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5486/2019 (III)

C.A. No. 5475/2019 (III)
(IA 13416/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5485/2019 (III)

C.A. No. 5484/2019 (III)
(IA 14311/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5479/2019 (III)
(IA 15189/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 15192/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5492/2019 (III)
(IA 21492/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 5493/2019 (III)
(IA 21482/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 5497/2019 (III)
(IA 25186/2019 FOR PERMISSION TO FILE LENGTHY LIST OF DATES, IA 25187/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA 25188/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5498/2019 (III)
(IA 30571/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5495/2019 (III)
 (IA 25229/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES AND IA 25230/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5496/2019 (III)
 (IA 27065/2019 FOR EXEMPTION FROM FILING O.T. AND IA 27067/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 5494/2019 (III)
 (IA 26523/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES AND IA 26528/2019 FOR EXEMPTION FROM FILING O.T.)

C.A. No. 5500/2019 (III)
 (IA 34201/2019 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA 34202/2019 FOR EXEMPTION FROM FILING O.T. AND IA 34129/2021 FOR EXEMPTION FROM FILING O.T.)

Date : 11-12-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH
 HON'BLE MR. JUSTICE PRASANNA B. VARALE

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Mr. Toshiv Goyal, Adv.
Ms. Dhanya S. Krishnan, Adv.
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Ms. Atiga Singh, Adv.
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 Mr. Raghav Deshpande, Adv.
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Ms. Tanya Srivastava, AOR

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Mr. Karan Sachdev, Adv.
Ms. Shivali Shah, Adv.
Mr. Aditya Krishna, Adv.

Mr. Vinay Navare, Sr. Adv.
Dr. Ravindra Sadanand Chingale, AOR

Mr. Navneet R., AOR
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Mr. Angad Pahal, Adv.
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Mr. Siddharth Gautam, Adv.
Mr. Sachin Singh, Adv.
Mr. Ananya Thapliyal, Adv.
Ms. Anagha S. Desai, AOR

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

We have heard Mr. Balbir Singh and Mr. K. Parameshwar, learned senior counsel appearing for the respondents and also Mr. C.U. Singh, Mr. Atul Chitale, Mr. Vinay Navare, learned senior counsel and other learned counsel appearing for the appellants in rejoinder.

List these matters on 17.12.2024 at 2:00 p.m. for hearing the remaining counsel for the appellants in rejoinder.

(NEETU KHAJURIA)
ASTT. REGISTRAR-cum-PS

(RANJANA SHAILEY)
COURT MASTER