

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION NO. 431 OF 2018

STATE OF MAHARASHTRA & ANR.

Petitioner(s)

VERSUS

AJAY MARATHE & ANR.

Respondent(s)

O R D E R

This transfer petition is taken on board and is coming after notice.

Mr. Abhay Anturkar, learned counsel represents the writ-petitioner(s) before the High Court.

Considering the fact that the entire issue is pending before this Court and has been referred to the Constitution Bench, we deem it appropriate, in the interest of justice, to allow this transfer petition. Ordered accordingly.

In view of the above, the petition being No. PIL Stamp No. 23132 of 2017 filed before the High Court of Judicature at Bombay stands withdrawn and transferred to this Court, to be heard alongwith W.P. (C) No. 23 of 2016 and connected cases.

The Registry is directed to do the needful forthwith.

.....,J.
(A.M. KHANWILKAR)

.....,J.
(C.T. RAVIKUMAR)

NEW DELHI
NOVEMBER 29, 2021.

ITEM NO.1 Court 3 (Video Conferencing) SECTION X

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

Writ Petition(s) (Civil) No(s). 23/2016

THE ANIMAL WELFARE BOARD OF INDIA & ORS. Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

([ONLY I.A-101326/20 IN SC-3526-27/18 IS LISTED])
WITH
SLP(C) No. 3526-3527/2018 (IX)
(FOR CLARIFICATION/DIRECTION ON IA 101326/2020
IA No. 101326/2020 - CLARIFICATION/DIRECTION)

Transfer Petition No. 431 of 2018

Date : 29-11-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s)

Mr. Mukul Rohatgi, Sr. Adv
Mr. Sachin Patil, AOR
Mr. Rahul chitnis, Adv
Mr. Aaditya A. Pande, Adv
Mr. Geo Joseph, Adv

Ms. Anjanli Sharma, Adv

Ms. Sujeeta Srivastava, AOR

Ms. Manisha t. Karia, Adv.
Ms. Nidhi Nagpal, Adv.
Ms. Sukhda Kalra, Adv.
Mr. Adarsh Kumar, Adv.

For Respondent(s)

Dr. Joseph Aristotle S. AOR
Ms. Preeti Singh, Adv
Ms. Ripul Swati Kumari, Adv
Mr. Sanjeev Kumar Mahara, Adv

Mr. Tushar Mehta, Ld SG
Mr. K.M Nataraj, Ld ASG
Mr. Gurmeet Singh Makker, AOR
Mr. Kanu Agrawal, Adv
Mr. Devashish Bharukha, Adv

Mr. Shamik Sananwala, Adv
 Mr. Alendu Shekhar, Adv
 Mr. Balaji Srinivasan, Adv

Mr. Abhay Anil Anturkar, Adv
 Mr. Vaibhav Kulkarni, Adv
 Mr. Harshvardhan Suryavanshi, Adv
 Ms. Bhavya Pande, Adv
 Mr. Dhruv Tank, Adv

Dr. R. R. Deshpande, AOR
 Ms. Supriya Juneja, AOR
 Mr. M. Yogesh Kanna, AOR

Mr. M. Y. Deshmukh, AOR
 Mrs. Manjeet Kirpal, Adv.
 Mr. Nandkumar Deshmukh, Adv.

Mr. Ravindra Keshavrao Adsure, AOR
 Mr. Ankur S. Kulkarni, AOR

Mr. D. Kumaran, AOR

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

T.P. (C) No. No. 431 of 2018

The transfer petition is allowed in terms of the signed order.

Pending applications, if any, stand disposed of.

I.A No.101326/20 IN SC-3526-3527 OF 2018

Our attention has been invited by Mr. Abhay Anturkar, learned counsel appearing for the non-applicant to paragraphs 43 and 44 of the judgment in *Animal Welfare Board of India Vs. A. Nagaraja & Ors. reported in (2014) 7 SCC 547*, opposing the relief claimed in this application.

Although, the relief claimed in this application is

confined to the State of Maharashtra, for the nature of issue involved, it may be appropriate to hear the parties appearing in proceedings before this Court pertaining to the State of Tamil Nadu and State of Karnataka, in particular.

Learned counsel for the applicant (State of Maharashtra) to serve copy of this application on the concerned advocates along with the copy of this order, so that they can address the Court on the next date about the nature of interim relief to be granted which can be uniformed for all the three States.

The parties to file response/written note, before the next date of hearing through email.

List this application on 06.12.2021.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)

[Signed order is placed on the file]