

ITEM NO.50

COURT NO.5

SECTION II-C

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

Petition for Special Leave to Appeal (Crl.) No. 4299/2024

[Arising out of impugned final judgment and order dated 08-01-2024 in WPCRL No. 72/2024 passed by the High Court of Delhi at New Delhi]

JITENDER @ KALLA**Petitioner(s)****VERSUS****STATE (GOVT.) OF NCT OF DELHI & ANR.****Respondent(s)**

(IA No. 259649/2024 - INITIATING CRIMINAL PROCESSDINGS U/S 340 OF CRPC and IA No. 261213/2024 - QUASHING THE PROCEEDINGS)

Date : 06-12-2024 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Amicus Curiae

Dr. S. Muralidhar, Sr Adv.
Mr. Prateek K Chadha, AOR
Ms. Ninni Susan Thomas, Adv.
Mr. Sreekar Aechuri, Adv.
Mr. Arjun Nayyar, Adv.
Mr. Aniket Chauhaan, Adv.

For Parties

Mr. L.N. Rao, Adv.
Mr. Aryan Rajpal, Adv.
Mr. Ashish Pandey, AOR
Mr. Arvind Kumar Singh, Adv.
Mr. Pratiush Pratik, Adv.
Mr. Mohd Sakir, Adv.
Mr. Vikash Kumar Goswami, Adv.
Mr. Sunil Kumar Sharma, Adv.
Ms. Himangi Saikia, Adv.

Mr. Jaydip Pati, AOR

Mr. Suryaprakash V Raju, A.S.G.
Mr. Mukesh Kumar Maroria, AOR
Mr. Annam Venkatesh, Adv.
Mr. Zoheb Hussain, Adv.

Mr. Vivek Gurnani, Adv.

Mr. Prashant Bhushan, Adv.
Mr. Pranav Sachdeva, AOR
Mr. Jatin Bhardwaj, Adv.
Mr. Abhay Nair, Adv.
Mr. Rohit Ram, Adv.

Ms. Indira Jaising, Petitioner-in-person
Dr. Anindita Pujari, Sr. Adv.
Mr. Shaileshwar Yadav, Adv.
Mr. Paras Nath, Adv.
Mr. Rohit Kumar, AOR
Ms. Bhumika Choksey, Adv.
Mr. Shailendra Singh, Adv.
Ms. Radhika Mohapatra, Adv.
Mr. Adarsh Mishra, Adv.
Mr. Ujjawal Gaur, Adv.

Mr. Anilendra Pandey, AOR

Mr. Vipin Nair, AOR
Mr. Mohd Aman Alam, Adv.
Mr. Aditya Narendranath, Adv.
Ms. Madhavi Yadav, Adv.

Mr. Ahanthem Henry, Adv.
Mr. Ahanthem Rohen Singh, Adv.
Mr. Mohan Singh, Adv.
Mr. Aniket Rajput, Adv.
Ms. Khoisnam Nirmala Devi, Adv.
Mr. Kumar Mihir, AOR

Mr. Sanjay Anand Nuri, Sr. Adv.
Mr. Vikrant Yadav, Adv./Secretary SCBA

Mr. Atmaram N S Nadkarni, Sr. Adv.
Mr. Vipin Nair, AOR/ President(SCAORA)
Mr. Amit Sharma, Adv./ Vice-President(SCAORA)
Mr. Nikhil Jain, Adv./Secretary(SCAORA)
Mr. Kaustubh Shukla, Adv./Joint
Secretary(SCAORA)
Mr. S. S. Rebello, Adv.

Mr. Shravan Kumar Sharma, Adv.
Mr. R. S. Siddiqui, Adv.

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

There are broadly three issues/subjects arising out of this case.

The first is about the role played by the Advocates who appeared for the petitioner. In that context, we will have to hear the application made by the victim of the offence-respondent No.2. This issue is case specific.

The second issue is of the norms of conduct of Advocates-on-Record. Dr. S. Muralidhar, Senior Advocate, is assisting us on this aspect along with Supreme Court Advocates-on-Record (SCAORA) and Supreme Court Bar Association (SCBA). There are applications for intervention made on this aspect. The intervenors are free to submit their suggestions to Dr. Muralidhar appointed as Amicus in this case. If Amicus is satisfied, he will give a supplementary note on what is suggested to him. At this stage, we deem it proper not to hear the intervenors as both the Bar Associations are represented before us.

The third issue is about the submission made by learned Solicitor General of India regarding revisiting the law and the procedure laid down by this Court regarding designation of Advocates as

Senior Advocates under Section 16 of the Advocates Act, 1961. On that issue, there is an intervention application filed by the petitioner in the original petition in which guidelines have been issued by this Court. This is the third issue which we have to consider.

For considering the first two issues, list the matter on 19.12.2024 at 02:30 p.m. Time permitting, we will take first issue as well.

We allow applicant in Crl. M.P. No.277655 of 2024 to appear and assist us in-person. She will be assisted by Mr. Rohit Kumar, learned Advocate-on-Record.

An affidavit dated 30.11.2024 filed by Mr. Rishi Malhotra, learned senior counsel, is taken on record.

We permit learned Amicus to file additional note.

(SNEHA DAS)
SENIOR PERSONAL ASSISTANT

(ANU BHALLA)
COURT MASTER(NSH)