

ITEM NO.MM-7A

COURT NO.7

SECTION IX

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 (Civil) No(s).28609/2011

(From the judgement and order dated 05/10/2011 in WPL No.1945/2011
of the HIGH COURT OF BOMBAY)

UNION OF INDIA & ORS.

Petitioner(s)

VERSUS

RAFIQUE SHAIKH BHIKAN & ANR.

Respondent (s)

(With prayer for interim relief)

Date: 14/10/2011 This Petition was taken up on Mentioning today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM

HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s)

Mr. Goolam E. Vahanvati, Attorney General

Mr. Mohan Parasaran, ASG

Mr. D.L. Chidananda, Adv.

Mr. M.P.S. Tomar, Adv.

Mrs. Anil Katiyar, Adv.

Mr. Satish Aggarwal, Adv.

Mrs. Anil Katiyar, Adv.

Certified to be true copy

Sunit Chelvi
24/10/2011
Assistant Registrar (Judl.)

.....2011

SUPREME COURT OF INDIA

For Respondent (s)

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

Issue notice to all the writ petitioners before
the High Court.

The notice may be effected, apart from the
ordinary mode, by putting it on this Court's website in


....2/-


course of the day; in addition to the Court's website, the notice shall also be put on the website of the Ministry of External Affairs.

The Office of the Attorney General may also telephonically intimate some of the writ petitioners (respondents before this Court) about the notice having been put on the websites of the Court and the Ministry of External Affairs as per the direction of the Court.

Put up on October 18, 2011 at the top of the Board as first case.

Till further orders, the operation of the High Court order shall remain stayed.


(N.S.K. Kamesh)
Court Master


(Sneh Bala Mehra)
Court Master


14/10

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SECTION-IX
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NO. 28609 OF 2011
WITH PRAYER FOR INTERIM RELIEF

UNION OF INDIA & ORS.

....PETITIONERS

VERSUS

RAFIQUE SHAIKH BHIKAN & ANR.

....RESPONDENTS

To,

- | | | |
|-----|----------------------------------|--|
| 1. | Rafique Shaikh Bhaikan | Petitioner in Writ Petition (L) No. 1945 of 2011 |
| 2. | Rahid Ahmed Bakhla | Petitioner in Writ Petition (L) No. 1946 of 2011 |
| 3. | Mohammed Hussain Bustani | Petitioner in Writ Petition (L) No. 1947 of 2011 |
| 4. | Hamed Hussain Patel, | Petitioner in Writ Petition (L) No. 1967 of 2011 |
| 5. | Ashique Ali Mosa Mujawar | Petitioner in Writ Petition (L) No. 1982 of 2011 |
| 6. | Sayeed Zainuddain Mohammad Miyan | Petitioner in Writ Petition (L) No. 2000 of 2011 |
| 7. | Nayyar Mohammed Shaban | Petitioner in Writ Petition (L) No. 2001 of 2011 |
| 8. | Haji M. Z. Ghorl | Petitioner in Writ Petition (L) No. 2002 of 2011 |
| 9. | Jainuddin Mohiddin Makandar | Petitioner in Writ Petition (L) No. 2003 of 2011 |
| 10. | Ansar Ibrahim Peshiman | Petitioner in Writ Petition (L) No. 2005 of 2011 |
| 11. | Dolare Ziyad Ahmednagar | Petitioner in Writ Petition (L) No. 2006 of 2011 |
| 12. | Husain Miya Dhature | Petitioner in Writ Petition (L) No. 2007 of 2011 |
| 13. | Abdul Sami Patel | Petitioner in Writ Petition (L) No. 2008 of 2011 |
| 14. | Ibrahim Saleh Mohammed Burniwala | Petitioner in Writ Petition (L) No. 2009 of 2011 |

...2/-

15. Shaikh Nadim Ahmed Nazir Ahmed Petitioner in Writ Petition (L) No. 2010 of 2011
16. Shaikh Sumaiya Petitioner in Writ Petition (L) No. 2011 of 2011
17. Abdul Rauf Abdul Rehman Petitioner in Writ Petition (L) No. 2012 of 2011
18. Niyaz A. Nakhwa Petitioner in Writ Petition (L) No. 2013 of 2011
19. Vasi S. Patel Petitioner in Writ Petition (L) No. 2014 of 2011
20. Khan Haroon Ebrahim Petitioner in Writ Petition (L) No. 2015 of 2011
21. Dilawar Hussain Khan Petitioner in Writ Petition (L) No. 2016 of 2011
22. Sayyed Adnan Petitioner in Writ Petition (L) No. 2017 of 2011
23. Mohammed Hussain Varekar Petitioner in Writ Petition (L) No. 2018 of 2011
24. Asif Sayad Mishal Petitioner in Writ Petition (L) No. 2019 of 2011
25. Mohammed Asjad Ashraf Petitioner in Writ Petition (L) No. 2020 of 2011
26. Fakih Abdul Rashid Hajatay Petitioner in Writ Petition (L) No. 2041 of 2011
27. laeeque G. N. Patel Petitioner in Writ Petition (L) No. 2042 of 2011
28. Naim S. Nakid Petitioner in Writ Petition (L) No. 2043 of 2011
29. Saiyed Sabir Miya Issamuddin Petitioner in Writ Petition (L) No. 2044 of 2011
30. Mohammed Umar Gulamrasool
Saduwala Petitioner in Writ Petition (L) No. 2045 of 2011
31. Sayed Aminuddin Bukhari Petitioner in Writ Petition (L) No. 2046 of 2011
32. Haji Abdulrahim Gulammohammed
Dudhwala Petitioner in Writ Petition (L) No. 2047 of 2011
33. Sunasara Sajid Omar Petitioner in Writ Petition (L) No. 2048 of 2011
34. Hasan Abdullah Kaleskar Petitioner in Writ Petition (L) No. 2049 of 2011

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|-----|---|---|
| 35. | Juneid L. Patel | Petitioner in Writ Petition (L) No. 2050 of 2011 |
| 36. | Shaikh Sarwari S. Ahmed | Petitioner in Writ Petition (L) No. 2051 of 2011 |
| 37. | Qazi Sayeed Ahmed Habibuddin | Petitioner in Writ Petition (L) No. 2052 of 2011 |
| 38. | Shaikh Arif Qasim | Petitioner in Writ Petition (L) No. 2053 of 2011 |
| 39. | Sayed Shakeel Mohamed Manan | Petitioner in Writ Petition (L) No. 2062 of 2011 |
| 40. | Shaikh Mohammed Akram Peer
Mohammed | Petitioner in Writ Petition (L) No. 2063 of 2011 |
| 41. | Mohammed Rafique mOhammed
Siddique | Petitioner in Writ Petition (L) No. 2064 of 2011 |
| 42. | Zahir Ahmed Shaikh | Petitioner in Writ Petition (L) No. 2065 of 2011 |
| 43. | Saiyed Mohammed Saeed | Petitioner in Writ Petition (L) No. 2066 of 2011 |
| 44. | M/s. Arafat Travel Services | Petitioner in Writ Petition (L) No. 7764 of 2011 |
| 45. | Abdul Aziz Kale Khan | Petitioner in Writ Petition (L) No. 26161 of 2011 |
| 46. | Haj Committee of India (CHC),
Represented by its Chairman,
Has House , 7-A, M. R. a. Marg,
Palton Road, Mumbai |RESPONDENT |

WHEREAS the Petition for Special Leave to Appeal with prayer for interim relief above-mentioned (Copy enclosed) filed in the Registry by MRS. ANIL KATIYAR ADVOCATE on behalf of the Petitioners above named was mentioned for hearing before this Court on the 14th October, 2011 when the Court was pleased to pass the following Order:-

“Issue notice to all the writ petitioners before the High Court.

The notice may be effected, apart from the ordinary mode, by putting it on this Court's website in course of the day; in addition to the Court's website, the notice shall also be put on the website of the Ministry of External Affairs.

The Office of the Attorney General may also telephonically intimate some of the writ petitioners (respondents before this Court) about the notice having been put on the websites of the Court and the Ministry of External Affairs as per the direction of the Court.

Put up on October 18, 2011 at the top of the Board as first case.
Till further orders, the operation of the High Court order shall remain stayed.”

.....4/-

NOW, THEREFORE, TAKE NOTICE that the above petition with prayer for interim relief will be posted for hearing before this Court on 18th October, 2011 at 10.30 O'Clock in forenoon or so soon thereafter as may be convenient to the Court and you may enter appearance before this Court either in person or through an Advocate-on-Record of this Court duly appointed by you in that behalf forthwith. You may thereafter show cause to the Court on the day that may subsequently be specified as to why Special Leave as prayed for be not granted and the resultant appeal be not allowed.

You may file your affidavit in opposition to the petition as provided under Rule 13(1) of Order XVI, S.C.R.1966 (as amended) forthwith but shall do so only by setting out the grounds in opposition to the questions of law or grounds set out in the SLP and may produce such pleadings and documents filed before the Court/Tribunal against whose order the SLP is filed and shall also set out the grounds for not granting interim order or for vacating interim order if already granted.

TAKE FURTHER NOTICE that if you fail to enter appearance as aforesaid, no further notice shall be given to you even after the grant of special leave for hearing of the resultant Appeal and the matter above mentioned shall be disposed of in your absence.

Dated this the 14th day of October, 2011.


14/10/2011
ASSISTANT REGISTRAR

Copy of SCLSC brochure enclosed:

Copy to:

Mrs. Anil Katiyar, Advocate

vs

Note:-

"You are hereby informed that services of Advocate from the Supreme Court Legal Services Committee, and Supreme Court Middle Income Group Legal Aid Committee, as per eligibility criteria, are available to litigants and in case you desire to avail of the services of an Advocate from either of the two Committees, you may contact the Secretary, Supreme Court Legal Services Committee, 109, Lawyers' Chambers, Supreme Court Compound, Tilak Marg, New Delhi-110 001, if your income is upto Rs.50,000/- p.a. Or the Member Secretary, Supreme Court Middle Income Group Legal Aid Committee, 109, Lawyers' Chambers, Supreme Court Compound, Tilak Marg, New Delhi-110 001, if your income is more than Rs.50,000/- but below Rs.2,00,000/- p.a.


18/10/2011
ASSISTANT REGISTRAR