

EM NO.104

COURT NO.1

SECTION XIA

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 3088 OF 2004

STATE OF MEGHALAYA & ANR.

Appellant (s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln(s) for modification with office report)

WITH

ORGNL.SUIT NO. 1 of 2002

(With appln. for ex-parte stay and office report)

SLP(C) NO. 14278 of 2007

(With prayer for interim relief and office report)

SLP(C) NO. 15222 of 2007

(With appln. for permission to file addl. documents and prayer for interim relief and office report)

SLP(C) NO. 15291 of 2007

(With prayer for interim relief and office report)

T.C.(C) NO. 25 of 2005

T.C.(C) NO. 26 of 2005

T.C.(C) NO. 27 of 2005

(With appln. for permission to place addl. documents on record)

Civil Appeal NO. 3089 of 2004

(With appln. for permission to place addl. documents on record)

Civil Appeal NO. 3090 of 2004

(With appln. for permission)

Civil Appeal NO. 3518 of 2007

Civil Appeal NO. 3519 of 2007

(With appln. for bringing on record addl. documents)

Civil Appeal NO. 3520 of 2007

Civil Appeal NO. 3830 of 2005

(With prayer for interim relief and office report)

Civil Appeal NO. 3831 of 2005

(With prayer for interim relief and office report)

Civil Appeal NO. 3832-3833 of 2005

(With prayer for interim relief and office report)

Civil Appeal NO. 4521 of 2007

W.P(C) NO. 474 of 2003

(With appln. for stay and office report)

Civil Appeal NO. 5835-5839 of 2004

(With appln. for permission to file addl. documents)

Civil Appeal NO. 6155 of 2004

(With prayer for interim relief and office report)

Orgl. Suit No.3/2003 (With appln. for c/delay)

Date: 04/11/2009 These Appeals were called on for hearing today.

ORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE P. SATHASIVAM

or Appellant(s)/ Mr. Mukul Rohatgi, Sr. Adv.
espondent(s) Mr. Mahesh Agrawala, Adv.
Mr. Rishi Agrawala, Adv.
Ms. Radhika Gautam, Adv.
Ms. N. Agarwal, Adv.
Ms. R. Hameed, Adv.
For Mr. E.C. Agrawala, Adv.

Mr. Anil Shrivastav, Adv.

Mr. Sudhir Chandra, Sr. Adv.
Mr. Dayan Krishnan, Adv.
Mr. Gautam narayan, Adv.
Mr. Nikhil Nayyar, Adv.

Mr. Sanjay R. Hegde, Adv.
Mr. Amit K. Chawla, Adv.
Mr. Ramesh K. Mishra, Adv.

Mr. A. Mariarputham, Sr. Adv.
Mrs. Aruna Mathur, Adv.
Mr. Vimal Dubey, Adv.
M/S Arputham, Aruna & Co., Adv.

Mr. Hari Shankar K, Adv.

Mr. Rajiv Mehta, Adv.

Mr. P.V. Dinesh, Adv.
Ms. Sindhu T.P., Adv.
Mr. Jojo Jose, Adv.
Mr. P. Rajesh, Adv.

Mrs. Indra Sawhney, Adv.
For Ms. Sushma Suri, Adv

Mr. Tara Chandra Sharma, Adv.
Ms. Neelam Sharma, Adv.

Mr. Bhargava V. Desai, Adv.

Mr. Siddhartha Chowdhury, Adv.

Ms. Purnima Bhat, Adv.

Mr. Ajay Pal, Adv.
Mr. S.K. Shrivastva, Adv.

Mr. Goodwill Indeevar, Adv.

UPON hearing counsel the Court made the following
ORDER

The interim orders and the undertaking of State of Kerala are clarified. The State governments would be at liberty to register FIRs under the provisions of the Lotteries(Regulation) Act. 1998 and/or I.P.C., if there are violations or commission of offences. But as the matters are pending for final hearing before this Court, in such matters where FIRs are registered investigation may be proceeded with but no accused shall be arrested or kept in detention. No premises shall be searched or sealed, nor any lottery tickets without a search warrant from a competent Court.

List for hearing in the month of January, 2010.

(R.K. Dhawan)
Court Master

(Veera Verma)
Court Master