

ITEM NO.301

COURT NO.1

SECTION PIL-W

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

Writ Petition (Civil) No. 841/2019

GUJARAT HIGH COURT ADVOCATES ASSOCIATION

Petitioner

VERSUS

UNION OF INDIA

Respondent

(FOR ADMISSION, IA No. 113577/2019 - APPROPRIATE ORDERS/DIRECTIONS  
and IA No. 113572/2019 - INTERVENTION/IMPLEADMENT)

Date : 23-09-2019 This matter was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE S.A. BOBDE  
HON'BLE MR. JUSTICE S. ABDUL NAZEER

For Petitioner

Mr. Arvind P. Datar, Sr. Adv.  
Mr. Purvish Jitendra Malkan, Adv. (AOR)  
Mr. T. Sundar Ramanathan, Adv.  
Ms. Jaikriti S. Jadeja, Adv.  
Ms. Dharita P. Malkan, Adv.  
Mr. Alok Kumar, Adv.  
Ms. Bhavna Sarkar, Adv.

Dr. A.P. Singh, Adv.  
Ms. Geeta Chauhan, Adv.  
Mr. V.P. Singh, Adv.  
Ms. Pratima Rani, Adv.  
Ms. Richa Singh, Adv.  
Ms. Surekha Srivastava, Adv.  
Mr. Pawan Trivedi, Adv.  
Mr. Sadashiv, AOR

For Respondent

Mr. Tushar Mehta, SG  
Mr. Rajat Nair, Adv.  
Mr. Kanu Agrawal, Adv.  
Mr. A.K. Sharma, Adv. (AOR)

Dr. Vinod Kumar Tewari, AOR

Intervenor-in-person, AOR

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

The modified recommendation of the Collegium with regard to the appointment of Justice Akil Kureshi has been put on the Website of the Supreme Court on 20.9.2019 and the proposal has been sent to the Government for necessary action on 21.9.2019. Mr. Arvind P. Datar, learned senior counsel appearing for the petitioner submits that the matter be kept pending. We accept the submission made by Mr. Datar and keep the writ petition pending.

At this stage, we would like to observe that matters of appointment, transfer and posting of Judges go to the root of the system of administration of justice and, therefore, the power of judicial review has to be construed from the aforesaid standpoint. We also would like to put on record that interference in such matters affects the system of administration of justice and, therefore, does not augur well for the institution.

With the aforesaid observations, we direct the Registry to list the matter for further consideration once the Government acts on the proposal of the Collegium, dated 20.9.2019.

(Deepak Guglani)  
Court Master

(Anand Prakash)  
Court Master