

SUPREME COURT OF INDIA

The Supreme Court Collegium recommended the names of the Advocates for appointment as Judges in the High Court of Gujarat in the following terms:

The Collegium of the High Court of Gujarat comprising of the then Chief Justice and two senior-most Judges unanimously made the recommendation on 26 September 2022. The Chief Minister and the Governor of the State of Gujarat have concurred with the recommendation.

In order to ascertain the fitness and suitability of the Advocates for elevation to the High Court, in terms of the Memorandum of Procedure, the Judges of the Supreme Court conversant with the affairs of the High Court of Gujarat were consulted.

For the purpose of assessing the merit and suitability of the candidates for elevation to the High Court of Gujarat, we have scrutinized and evaluated the material placed on record, including the inputs furnished by the Intelligence Bureau. We have also perused the observations made by the Department of Justice in the file.

1. Shri Devan Mahendrabhai Desai

Shri Desai is 52 years old and has considerable standing at the Bar. He practices predominantly in the City Civil Court at Ahmedabad. His experience at the Bar in handling cases at the trial level before the City Civil Court would be an asset particularly in dealing with civil and commercial work in the High Court of Gujarat. We have duly considered the opinions of the consultee-judges. We have also analysed the IB report and find that Shri Desai enjoys a good personal and professional

image and nothing adverse has come to notice against his integrity. In view of the above, the Collegium is of the considered opinion that Shri Devan Mahendrabhai Desai is suitable for being appointed as a Judge of the High Court of Gujarat.

2. Ms Moxa Kiran Thakker

The Collegium has duly considered the concurrent opinion of the consultee-judges in regard to the suitability of Ms. Moxa Kiran Thakker for elevation to the High Court. She has been opined to be a competent lawyer with practice both on the civil and criminal sides. The IB has opined that she enjoys a good personal and professional image and nothing adverse has come to notice with regard to her integrity. She has been able to overcome her own physical disabilities and her appointment would bring greater inclusion to the composition of the High Court. In view of the above, the Collegium is of the considered opinion that Ms Moxa Kiran Thakker is suitable for being appointed as a Judge of the High Court of Gujarat.

In view of the above, the Collegium resolves to recommend that (1) Shri Devan Mahendrabhai Desai and (2) Ms Moxa Kiran Thakker, Advocates, be appointed as Judges of the High Court of Gujarat. Their *inter se* seniority be fixed as per the existing practice.

(Dhananjaya Y Chandrachud), CJI

(Sanjay Kishan Kaul), J

(K.M. Joseph), J

02 March 2023

SUPREME COURT OF INDIA

The Supreme Court Collegium recommended the names of the Judicial Officers for appointment as Judges in the High Court of Gujarat in the following terms:

The Collegium of the High Court of Gujarat comprising of the then Chief Justice and two senior-most Judges unanimously made the recommendation on 26 September 2022. The Chief Minister and the Governor of the State of Gujarat have concurred with the recommendation.

In order to ascertain the fitness and suitability of the Judicial Officers for elevation to the High Court, in terms of the Memorandum of Procedure, the Judges of the Supreme Court conversant with the affairs of the High Court of Gujarat were consulted.

For the purpose of assessing the merit and suitability of the candidates for elevation to the High Court, we have scrutinized and evaluated the material placed on record, including the inputs furnished by the Intelligence Bureau. We have also perused the observations made by the Department of Justice in the file.

1. Ms Susan Valentine Pinto

The Collegium has considered (i) the report of the Judgment Committee of the High Court which has assessed the judgments of the candidate under consideration; (ii) the report of the Intelligence Bureau; and (iii) the opinion of the consultee-judges with regard to suitability of Ms. Pinto. She is from the Higher Judicial Service of the State of

Gujarat. She is an experienced Judicial Officer. Nothing adverse to her integrity has been placed on record. In view of the above, the Collegium is of the considered opinion that Ms Susan Valentine Pinto is fit and suitable for being appointed as a Judge of the High Court of Gujarat.

2. Shri Hasmukhbhai Dalsukhbhai Suthar

The Collegium has considered (i) the report of the Judgment Committee in the High Court which has assessed the judgments of the candidate under consideration; (ii) the report of the Intelligence Bureau; and (iii) the opinion of the consultee-judges with regard to suitability of Shri Suthar. He is a member of the Higher Judicial Service of the State of Gujarat. He is an experienced Judicial Officer. Nothing adverse to his integrity has been placed on record. In view of the above, the Collegium is of the considered opinion that Shri Hasmukhbhai Dalsukhbhai Suthar is fit and suitable for being appointed as a Judge of the High Court of Gujarat.

3. Shri Jitendra Champaklal Doshi

The Collegium has considered (i) the report of the Judgment Committee in the High Court which has assessed the judgments of the candidate under consideration; (ii) the report of the Intelligence Bureau; and (iii) the opinion of the consultee-judges with regard to suitability of Shri Doshi. He is a member of the Higher Judicial Service of the State of Gujarat. He is an experienced Judicial Officer. Nothing adverse to his integrity has been placed on record. In view of the above, the Collegium is of the considered opinion that Shri Jitendra Champaklal Doshi is fit and suitable for being appointed as a Judge of the High Court of Gujarat.

4. Shri Mangesh Rameshchandra Mengdey

The Collegium has considered (i) the report of the Judgment Committee in the High Court which has assessed the judgments of the candidate under consideration; (ii) the report of the Intelligence Bureau; and (iii) the opinion of the consultee-judges with regard to suitability of Shri Mengdey. He is a member of the Higher Judicial Service of the State of Gujarat. He is an experienced Judicial Officer. Nothing adverse to his integrity has been placed on record. In view of the above, the Collegium is of the considered opinion that Shri Mangesh Rameshchandra Mengdey is suitable for being appointed as a Judge of the High Court of Gujarat.

5. Shri Divyeshkumar Amrutlal Joshi

The Collegium has considered (i) the report of the Judgment Committee in the High Court which has assessed the judgments of the candidate under consideration; (ii) the report of the Intelligence Bureau; and (iii) the opinion of the consultee-judges with regard to suitability of Shri Joshi. He is a member of the Higher Judicial Service of the State of Gujarat. He is an experienced Judicial Officer. Nothing adverse to his integrity has been placed on record. In view of the above, the Collegium is of the considered opinion that Shri Divyeshkumar Amrutlal Joshi is suitable for being appointed as a Judge of the High Court of Gujarat.

While considering the above proposal, the Collegium has also taken note of the fact that the above proposal involves non-recommendation of two senior Judicial Officers. In this regard, we find that the High Court Collegium, has duly recorded reasons for not recommending the names of those Judicial Officers. We are in

agreement with the justification given by the High Court Collegium in its Minutes for not recommending the senior Judicial Officers.

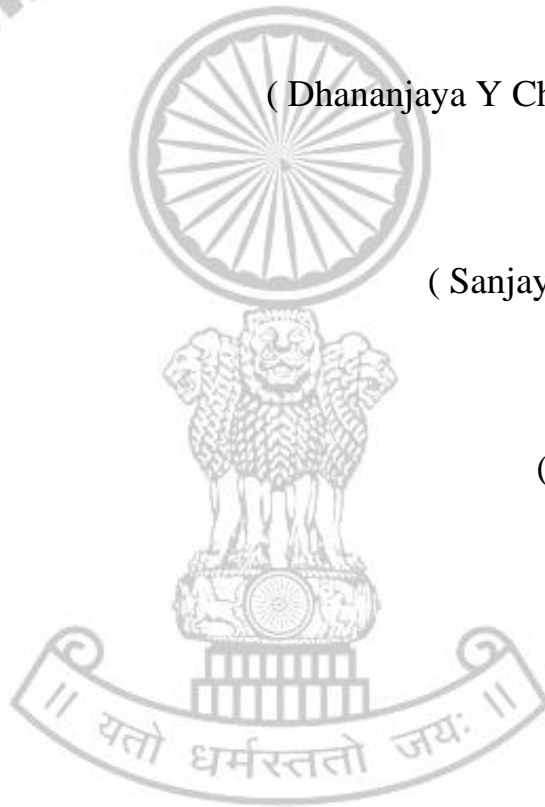
In view of the above, the Collegium resolves to recommend that (1) Ms. Susan Valentine Pinto, S/Shri (2) Hasmukhbhai Dalsukhbhai Suthar, (3) Jitendra Champaklal Doshi, (4) Mangesh Rameshchandra Mengdey, and (5) Divyeshkumar Amrutlal Joshi, Judicial Officers, be appointed as Judges of the High Court of Gujarat. Their inter se seniority be fixed as per the existing practice.

(Dhananjaya Y Chandrachud), CJI

(Sanjay Kishan Kaul), J

(K.M. Joseph), J

02 March 2023



SUPREME COURT OF INDIA

The Supreme Court Collegium recommended the name of Shri Kardak Ete, Advocate for appointment as a Judge in the Gauhati High Court in the following terms:

The Collegium of the Gauhati High Court comprising of the then Chief Justice and two seniormost Judges unanimously made the recommendation on 01 December, 2022. The Chief Ministers and Governors of the States of Assam, Arunachal Pradesh, Mizoram and Nagaland have concurred with the recommendation.

In order to ascertain the fitness and suitability of Shri Kardak Ete for elevation to the High Court, in terms of the Memorandum of Procedure, the Judges of the Supreme Court conversant with the affairs of the Gauhati High Court were consulted.

For the purpose of assessing the merit and suitability of Shri Kardak Ete for elevation to the High Court, we have scrutinized and evaluated the material placed on record. We have also perused the observations made by the Department of Justice in the file.

Shri Kardak Ete has been designated as a Senior Advocate. The Collegium has considered the opinion of the consultee-judges with regard to his suitability. The report of the Intelligence Bureau indicates that he enjoys a good personal and professional image and nothing adverse has come to notice with regard to integrity. The candidate belongs to a Scheduled Tribe. Besides his own competence and

standing at the Bar, the appointment of Shri Kardak Ete will bring greater diversity and inclusion to the High Court.

The Collegium, therefore, resolves to recommend that Shri Kardak Ete, Advocate, be appointed as a Judge of the Gauhati High Court.

(Dhananjaya Y Chandrachud), CJI

(Sanjay Kishan Kaul), J

(K.M. Joseph), J

02 March 2023

