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ITEM NO.19

COURT NO.3

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(s)(Civil) No(s). 436/2023

ASSOCIATION FOR DEMOCRATIC REFORMS

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(FOR ADMISSION)

Date : 04-08-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE S.V.N. BHATTI

For Petitioner(s) Mr. Prashant Bhushan, AOR
Mr. Rahul Gupta, Adv.

For Respondent(s) Mr. Tushar Mehta, S.G.
Mr. Rajat Nair, AOR

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

We have heard Mr. Prashant Bhushan, learned counsel appearing on behalf of the petitioner, and have gone through the Public Interest Litigation Writ Petition under Article 32 of the Constitution of India.

Our attention is drawn to the judgment of the Constitution Bench in "*Anoop Baranwal vs. Union of India*" reported in (2023) SCC OnLine SC 216 and, in particular to paragraphs beginning from 200. The appointment of the Election Commissioner, which is the subject matter of the present writ petition, has been examined in the aforesaid paragraphs. We find that the Constitution Bench did not

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pass any effective order disturbing the appointment, though the relevant files and all other factors have been taken into consideration.

In view of the aforesaid, we are not inclined to issue notice in the present writ petition and the same is, accordingly, dismissed.

Pending application(s), if any, shall stand disposed of.

(BABITA PANDEY)
COURT MASTER (SH)

(R.S. NARAYANAN)
ASSISTANT REGISTRAR