

IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR
MCRC No. 24271 of 2022

(SANAT KUMAR JAISWAL @ SANT KUMAR Vs THE STATE OF MADHYA PRADESH)

Dated : 29-08-2022

Shri Rajendra Prasad Gupta, learned counsel for the petitioner.

Shir G.P. Singh, learned Government Advocate for the State.

Shri Pushpendra Yadav, learned Assistant Solicitor General for the Union of India.

Registry is directed to include a feature in the software where any document filed in the High Court will mention apart from filing number, the date and time of filing also so that accountability in the system may be enforced.

Registrar General is requested to get this feature incorporated within three working days.

Shri Yadav submits that as per Entry 34 List II of Schedule VII to the Constitution of India, Gambling and betting is a State subject, therefore, State Government is required to file its version and take appropriate steps to prevent unethical practices

Shri G.P. Singh, has brought on record an application seeking extension of time on behalf of the State Government duly supported with an affidavit of the Principle Secretary, Government of Madhya Pradesh, Department of Law and Legislative Affairs.

It is submitted that State is seeking six months extension as after passing of the order in the present case on 16.06.2022, Union of India had convened a meeting of all the Home Secretaries of different States, on 21.07.2022 and now the matter is at the level of Inter State Advisory Committee to decide as to what steps are to be taken in regard to online gaming etc.

It is mentioned in the affidavit that appropriate law/bill is expected at the level of the Central Government and has enclosed copy of communication dated 27.07.2022 as Annexure I(A)-1. This communication is made by the Secretary Home, State of Madhya Pradesh to the Principle Secretary, Law and Legislative Affairs Department, State of Madhya Pradesh, but this communication does not take into consideration submission made by learned Assistant Solicitor General that the issue of gambling and betting is a State subject and covered under Schedule Seven, List II Entry 34 of the Constitution, therefore, information furnished by the Secretary Home that Government of India is soon going to circulate a bill/draft bill on the online gaming appears to be contrary to the submissions made by Shri Yadav, learned Assistant Solicitor General.

In any case this issue having wider ramifications on the economic, physiological and physical health of youth of the country cannot wait for in inordinately long period, therefore, instead of six months time as prayed by the Principle Secretary, Government of Madhya Pradesh Department of Law and Legislative Affairs, three months time is granted to bring on record concrete/action taken report.

Registry is directed to reflect the name of Assistant Solicitor General for the Union of India in the cause list.

List for further hearing **on 30.11.2022.**

(VIVEK AGARWAL)
JUDGE