

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

SUO MOTU CONTEMPT PETITION (C) NO.1 OF 2017

IN RE: HON'BLE MR. JUSTICE C.S. KARNAN

WITH
SPECIAL LEAVE PETITION (CIVIL)NO.14842 OF 2015

REGISTRAR GENERAL, HIGH COURT OF
JUDICATURE AT MADRAS

... PETITIONER(S)

VS.

TAMIL NADU PUBLIC SERVICE COMMISSION
& ANR.

... RESPONDENT(S)

O R D E R

Suo Motu Contempt Petition (C) No.1/2017 :

1. While issuing notice to Shri Justice C.S. Karnan on 8.2.2017, this Court had directed, that Justice Karnan would forthwith refrain from handling any judicial or administrative work, as may have been assigned to him, in furtherance of the office held by him. He was also directed to immediately return all judicial and administrative files in his possession to the Registrar General of the High Court.

2. Ever since the initiation of these proceedings, he has been expressing further disrespect to this Court, he

has also been making press statements with abject impunity. However, after the last order dated 31.3.2017, he is stated to have issued orders (purported to be judicial) against the members of this Bench, as also, another Hon'ble Judge of this Court. Those orders have been received in the Registry of this Court, and are part of the present compilation. In order to ensure, that no Court, Tribunal, Commission or Authority takes cognizance of the orders passed by Shri Justice C.S. Karnan, we hereby refrain all Courts, Tribunals, Commissions or Authorities, from taking cognizance of any orders passed by Shri Justice C.S. Karnan, after the initiation of the proceeding by us on 8.2.2017.

3. The tenor of the press briefings, as also, the purported judicial orders passed by Shri Justice C.S. Karnan, prima facie suggest, that he may not be in a fit medical condition, to defend himself, in the present proceedings. We therefore consider it appropriate, to require him to be medically examined, before proceeding further. We, accordingly, direct the Director Health Services, Government of West Bengal, to constitute a Board of Doctors from Pavlov Government Hospital, Kolkata, to examine Shri Justice C.S. Karnan, and submit a report to

this Court whether or not Shri Justice C.S. Karnan is in a fit condition to defend himself. The above Board shall conduct the examination on 4.5.2017. The Director General of Police, West Bengal, shall constitute a team of police personnel, to assist the Medical Board, in carrying out the directions, recorded hereinabove.

4. The Medical Board shall submit its report to this Court, on or before 8.5.2017.

5. Shri Justice C.S. Karnan may, if he is so advised, furnish his response to the notice issued to him on 8.2.2017, in the meantime. In case he does not choose to file a response on or before 8.5.2017, it shall be presumed, that he has nothing to say in the matter.

6. Post on 9.5.2017, at 10.30 A.M., for consideration and disposal on merits.

7. Shri R.S. Suri, Senior Advocate, and Shri Ajit Kumar Sinha, Senior Advocate, President and Vice President respectively, of the Supreme Court Bar Association, have made an oral request, that they may be allowed to intervene and assist this Court in the matter, given the importance of the issue. Prayer is allowed. The Supreme Court Bar Association, is permitted to intervene in the matter, and assist this Court, on the merits of the controversy.

Special Leave Petition (Civil)No.14842/2015 :

1. Post on 9.5.2017, at 10.30 A.M., along with Suo Motu Contempt Petition (Civil) No.1 of 2017.

.....CJI.
[JAGDISH SINGH KHEHAR]

.....J.
[DIPAK MISRA]

.....J.
[J. CHELAMESWAR]

.....J.
[RANJAN GOGOI]

.....J.
[MADAN B. LOKUR]

.....J.
[PINAKI CHANDRA GHOSE]

.....J.
[KURIAN JOSEPH]

New Delhi;
1st May, 2017.

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 SSUO MOTU CONTEMPT PETITION (CIVIL) NO.1 OF 2017

IN RE: HONBLE MR JUSTICE C.S. KARNAN

WITH

SLP(C) No.14842/2015

(With appln.(s) for directions, intervention and permission to appear and argue in person and Interim Relief and Office Report)

Date : 01/05/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE J. CHELAMESWAR
HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE
HON'BLE MR. JUSTICE KURIAN JOSEPH

For UOI	Mr. Mukul Rohtagi, Attorney General for India Ms. Madhavi Divan, Adv. Ms. Ranjeeta Rohatgi, Adv.
For Petitioner(s) SLP(C)14842/2015	Mr. K.K. Venugopal, Sr. Adv. Mr. Nikhil Nayyar, Adv. Mr. Ankur Talwar, Adv. Mr. N. Sai Vinod, Adv. Ms. Smriti Shah, Adv. Mr. Divyanshu Rai, Adv.
For Respondent(s)	Mr. M. Yogesh Kanna, Adv. Ms. Nithya, Adv. Ms. Maha Lakshmi, Adv. Mr. Partha Sarthi, Adv.
For Applicant(s) In IA 8	Ms. Uttara Babbar, Adv. Ms. Akanksha Choudhary, Adv.
Intervenor	Mr. Elephant G. Rajendran, Adv., In-person

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

The matters are directed to be listed on 9.5.2017,
in terms of the signed order.

(Sarita Purohit)
Court Master

(Renuka Sadana)
Assistant Registrar

(Signed order is placed on the file)