

ITEM NO.9 Court 2 (Video Conferencing) SECTION
SUPREME COURT OF XV INDIA
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 18478/2020

(Arising out of impugned final judgment and order dated 14-02-2020 in DBCWP No. 6653/2019 passed by the High Court Of Judicature For Rajasthan At Jaipur)

AVINASH MEHROTRA

Petitioner(s)

VERSUS

THE STATE OF RAJASTHAN & ORS.

Respondent(s)

(IA No.86083/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.86082/2020-PERMISSION TO FILE PETITION (SLP) and IA No.86084/2020-PERMISSION TO PLACE ADDITIONAL FACTS AND GROUNDS)

Date : 30-07-2021 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE B.R. GAVAI

For Petitioner(s) Mr. Prashant Kumar, Adv.
for M/s. AP & J Chambers, AOR

For Respondent(s) Mr. Mukul Rohatgi, Sr. Adv.
Mr. Gopal Jain, Sr. Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Anshuman Srivastava, Adv.
Mr. Anirudh Bhatia, Adv.
Mr. E. C. Agrawala, AOR

UPON hearing the counsel the Court made the following
ORDER

Permission to file Special Leave Petition is granted.

This matter has come up before us even earlier. On 28.06.2021, the petitioner has sought an adjournment for filing additional documents. The matter now comes up in which the petitioner circulated yet another letter again asking time to circulate additional documents. We refuse the adjournment.

We have heard Mr. Prashant Kumar, learned counsel for the petitioner who continues to press for adjournment, and points out a judgment dated 06.02.2020 of the State of New York Supreme Court,

Appellate Division which is at page 139 of the paper book in which, according to him, the fantasy sports spoken of in this matter are pure gambling and not games of skill.

This matter is no longer *res integra* as Special Leave Petitions have come up from the Punjab & Haryana High Court and have been dismissed by this Court as early as on 15.06.2017. Also, from the Bombay High Court, Special Leave Petitions have been dismissed on 04.10.2019 and 13.12.2019.

However, we must point out that in the Bombay High Court case, the Union and the State of Maharashtra were not heard, as a result of which, by an order dated 06.03.2020, notice was issued and the impugned judgment stayed.

Considering that the Union and State matter is completely different and that private petitioners' Special Leave Petitions have been dismissed earlier, this Special Leave Petition is also dismissed.

Also the application to intervene in the matter involving the Union and the State of Maharashtra is not being dealt with by us, and may be moved before the appropriate Court.

Pending applications stand disposed of.

(R. NATARAJAN)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
BRANCH OFFICER