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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 10907/2019**

JAMSHED ANSARI

..... Petitioner

Through: Mr. Gaurav Kohli, Advocate (through
VC)

versus

UNION OF INDIA

..... Respondent

Through: Mr. Anil Soni, CGSC with Mr.
Devvrat Yadav, Mr. Rahul Rathi and
Ms. Priyanka, Advocates

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **15.05.2024**

1. Present public interest litigation has been filed with the following prayers:

“a) Issue an appropriate Writ/Direction/Order in the nature thereof thereby to declare Section 377 of IPC as unconstitutional to the extent it excludes victims of unnatural offences belonging to "transgender/ third gender", as being ultra vires Articles 14, 15 and 21 of the Constitution of India and law laid down by Hon'ble Supreme Court of India in NALSA case; or

b) Issue an appropriate Writ/Direction/Order in the nature thereof thereby to read down Section 377 of IPC in the manner suggested to make it constitutional; or

c) Issue an appropriate Writ/Direction/ Order in the nature thereof thereby to read down Section 8 and 10 of IPC to include Transgender/ Third Gender for the purpose of safeguarding their rights as held by the Hon'ble Supreme Court of India in NALSA case;

d) Issue an appropriate Writ/Direction/Order any other appropriate writ order or direction to Respondents to bear the costs of this petition; and

e) Issue such other Writ/Direction/Order, which this Hon'ble Court may deem fit and proper in the facts and circumstances of this case.”



2. Learned counsel for the Petitioner states that as the new Penal Code, which defines a person to include 'transgender/third gender', will come into force on 01st July, 2024, he does not wish to press the present writ petition any further.
3. In view of the aforesaid, the present writ petition is disposed of as satisfied.

ACTING CHIEF JUSTICE

MANMEET PRITAM SINGH ARORA, J

MAY 15, 2024/msh