



HIGH COURT OF JUDICATURE AT ALLAHABAD

SPECIAL APPEAL No. - 805 of 2025

Bundelkhand University, Jhansi And Another

.....Appellant(s)

Versus

Mani Ram Verma And 28 Others

.....Respondent(s)

Counsel for Appellant(s)	:	Rohit Pandey
Counsel for Respondent(s)	:	C.S.C., R.P. Tiwari

Court No. - 3

**HON'BLE SAUMITRA DAYAL SINGH, J.
HON'BLE SWARUPAMA CHATURVEDI, J.**

1. Heard Shri Sameer Sharma, learned Senior Advocate assisted by Shri Rohit Pandey, learned counsel for the appellant/ respondents and Shri W.H. Khan, learned Senior Advocate assisted by Shri R.P. Tiwari, learned counsel for the original petitioner/ respondents.

2. Following consideration has been offered in the lead case :

"2. Submission is, the decision in light of State of U.P. and others Vs. Vidyottma Dwivedi and another, 2022 AHC-LKO-53791-DB stands on completely different footing. There, in light of specific clause nos.36.01 and 37.01 of the statutes of the concerned Universities, statutory law existed to grant benefit of leave encashment to employees of affiliated/associated colleges. In the present case, though such clause may exist in favour of the employees of affiliated/associated colleges being clause 18.15 of the statutes of the Mahatma Jyotiba Phule Rohilkhand University, Bareilly, there is no statutory provision conferring such benefit on the employees of the University.

3. Neither any relief was prayed nor any relief has been granted by the learned Single Judge to read down the provision of Clause 18.15 in favour of the employees of the University nor any challenge was raised to the Government Order dated 22.08.2012 restraining all State Universities from providing leave encashment.

4. In absence of statutory provision in favour of original petitioners, the Government Order remained applicable. The resolution of the executive council to provide for such benefit was never approved by the State Government."

3. Matter requires consideration. Further pleadings are dispensed.
4. List again in the week commencing 13.7.2026 along with Special Appeal No.42 of 2026.
5. Till the next date of listing, effect and operation of the impugned order dated 14.05.2025 passed in Writ A No.9027 of 2019 shall remain stayed.
6. Though computation of leave encashment may be made, payments may not be released in favour of any employee/non teaching staff of the University.

(Swarupama Chaturvedi,J.) (Saumitra Dayal Singh,J.)

April 29, 2026
Shiv