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W.P(C)No. 79 OF 1997

ITEM No.1

Court No. 1

SECTION PIL
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

I.A. Nos.23, 26, 29, 31, 32, 33 & 34 In Writ Petition(Civil) No.79 of 1997

SURESH CHANDRA SHARMA

Petitioner (s)

VERSUS

CHAIRMAN,UPSEB & ORS

Respondent (s)

(For interim stay/directions, exemption from filing O.T., permission to file additional affidavit and exemption from filing O.T.)

Date : 18/07/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE S.B. SINHA

For Petitioner (s)Mr. Gopal Subramaniam, Sr.Adv. (A.C.)

Mr. Manoj Swarup,Adv.

For Respondent (s)Mr. Pradeep Misra,Adv.

Mr. R.C. Verma,Adv.

Mr. Mukesh Verma, Adv.

Mr. Manish Shanker, Adv.

Mr. Mukul Rohtagi, ASG

Mr. T.C. Sharma, Adv.

Mr. Ajay Sharma, Adv.

Ms. Anil Katiyar, Adv.

Mr. Arvind Kumar Sharma,Adv.

Mr. Anil Kumar Jha,Adv.

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UPON hearing counsel the Court made the following

O R D E R

On a note submitted by the learned Amicus Curiae, learned counsel appearing for the State of U.P. and the Corporation, on 10th April, 2003, prayed for and were allowed four weeks' time to file reply to the said note and also to file reply to I.A. Nos. 23, 26 and 29. Despite time being granted, no reply was filed either to the note submitted by the learned Amicus Curiae or to the I.As mentioned above. The allegations contained in the note were very serious.

When this matter was taken up today, learned counsel appearing for the respondent-State prayed for further time to file a reply to the note as also to the aforestated I.As. Seeing the facts and circumstances of the case, we are of the view that the Provident Funds of the erstwhile employees of the U.P. Electricity Board as well as the Corporation must be protected. We, therefore, direct the respondents to ensure the Provident Fund of the employees till further orders of this Court.

Further, on the next date of hearing learned counsel shall take instructions as regards the tenure and selection of the officers appointed in the newly incorporated Companies. Learned counsel is granted six weeks' time to file a reply.

List the matter after six weeks.

(Alka Dudeja) (Suraj Parkash)

Court Master Court Master