

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS  
CIVIL APPEAL NO(s). 1592 OF 2008

BIJOY KISHORE DAS Appellant (s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(With prayer for interim relief and office report )

Date: 26/04/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU  
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Appellant(s) Mr.Manoj K.Das,Adv.  
Mr. Sibor Sankar Mishra,Adv.

For Respondent(s) Mr.Harish Chandra,Sr.Adv.  
Mr.Mukesh Verma,Adv.  
Mr.V.K.Biju,Adv.  
Mr.Ashok Bhan,Adv.  
Mr.A.K.Sharma,Adv  
  
Mr. Shankar Divate,Adv.  
  
Mr. V.K. Verma ,Adv

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

The appeal is allowed in terms of the signed order.

(KUSUM SYAL)  
SR. P.A.

(INDU SATIJA)  
COURT MASTER

(Signed order is placed on the file)  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

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O R D E R

We have heard learned counsel for the parties.

Learned counsel for the appellant states that respondent no.3 has also been appointed in other similar post by an order dated 30.3.2008. Since both the appellant and the respondent no.3 have now been appointed, therefore, the challenge of the State does not exist. The impugned judgment and order dated 11.12.2006 passed by the High Court of Orissa at Cuttack in OJC No.2532 of 2002 is set aside and the appeal is allowed.

.....J  
(MARKANDEY KATJU)

.....J  
( GYAN SUDHA MISRA)

NEW DELHI  
April 26, 2011