

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). 8647 OF 2002

JAI RAM SINGH

Appellant (s)

VERSUS

STATE OF U.P. & ANR.

Respondent(s)

(With office report)

Date: 17/05/2006 This Appeal was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Appellant(s)

Appellant-In-Person, Adv.

For Respondent(s)

Mr. S. Wasim A. Qadri, Adv.

Mr. R.K. Dubey, Adv.

Mr. Kamlendra Mishra, Adv.

Mr. Mohit Kumar, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard the Appellant-in-Person Major Jai Ram Singh and Mr. S Wasim

A. Qadri, learned counsel for the respondents.

Bench of the High

We have perused the order passed by the Division

Court, which is impugned in this appeal. The Appellant-in-person has also placed

before us the Uttar Pradesh Non-Technical (Group-II) Service (Reservation of

Vacancies for Demobilised Officers) Rules of 1973 and the Rules of 1980. He has

also placed before us the Office Memorandum issued by the Government of Uttar

Pradesh, Department of Finance (Services) Section-2, No.-S-802/TEN-93-85(577)/76

Lucknow dated 28th April, 1993, by which the Commissioned Officer was appointed

as Assistant Accounts Officer Group-B vide Director Treasury Uttar Pradesh letter

contd....2/-

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no.3438/(1)-1/89/Estt/Dir Treasury/Establishment dated 12th July, 1990 as

Demobilised Army Officer. Under the said Memorandum, the Governor has

sanctioned to fix the pay of the appellant herein on the post of Assistant Accounts

Officer in the pay-scale of Rs.2200-60-2800-EB-75-3200 at Rs.3200/- per month

from 21.1.1990 under Rule 27 of Financial Hand Book Vol-2 Part 2 to 4. We have

only perused the English translation of the above Memorandum. The same

Memorandum in Hindi was also placed before us. According to the learned

counsel for the respondents, the appellant-in-person has not filed the true and

correct translation of the Hindi version of the above Memorandum. It is also not

clear from the records that as to how the pay of the appellant was fixed and under

which Rule and under which quota. The learned counsel for the respondents seeks

further time to place the true translation and also the details in regard to the

fixation of pay and also with reference to the quota under which he was appointed

in service. The matter stands adjourned to enable the learned counsel
for the

respondents to comply with the above direction.

Post this Civil Appeal after summer vacation. Not to be treated as part-

heard.

(A.D. Sharma)

Court Master

(Radha R. Bhatia)

Court Master