

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). 5319 OF 2003

UNION OF INDIA & ANR.

Appellant (s)

VERSUS

J.S. GARG & ORS.

Respondent(s)

(With office report)

WITH SLP(C) NO. 12481 of 2006

(With prayer for interim relief and office report)

SLP(C) NO. 27164 of 2008

(With office report)

Date: 24/11/2009 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU

HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s) Mr. T.S. Doabia, Sr. adv.

Mrs. Kiran Bharadwaj, Adv.

Mr. Shreekant N. Terdal, Adv.

Mr. A.K.Ganguly, Sr. Adv.

Mr. Manoranjan Kr. Jha, Adv.

Mr. Arun Kr. Dhillon, Adv.

Mr. Anil K. Jha, Adv.

Mr. V. Shekhar, Sr. adv.

Mr. S. Ganesh, adv.

Mr. Zagpo Sherpa, Adv.

Mr. Prasanth B., Adv.

Mr. Jatin Rajput, Adv.

Ms. Deepakshi Jain, Adv.

Mr. M.A.Chinnasamy, Adv.

For Respondent(s) Mr. V. Shekhar, Sr. adv.

Mr. S. Ganesh, adv.

Mr. Zagpo Sherpa, Adv.

Mr. Prasanth B., Adv.

Mr. Jatin Rajput, Adv.

Ms. Deepakshi Jain, Adv.

Mr. M.A.Chinnasamy, Adv.

Mr. T.S. Doabia, Sr. Adv.

Ms. Sadhna Sandhu, adv.

Mrs. Anil Katiyar, Adv.

Mr. S.N. Terdal, Adv.

Mr. B. Krishna Prasad, Adv. (Not Present)

Mr. G.S. Raghav, Adv.

Mr. Pankuj Sain, Adv.

Mr. P.N. Puri, adv.

Mrs. Lalita Kaushik, adv.

UPON hearing counsel the Court made the following

O R D E R

The appeal and special leave petition are dismissed in terms of the signed order. No order as to the costs in C.A. No. 5319/2003.

SLP(C) No. 27164/2008

Delay condoned.

The special leave petition stands disposed of in terms of the signed order.

(Ajay Kr. Jain)
Court Master

(Indu Satija)
Court Master

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

CIVIL APPEAL NO. 5319 OF 2003

Union of India & Anr. Appellants

Versus

J.S. Garg & Ors. Respondents

WITH SLP(C) Nos. 12481/2006 & 27164/2008

O R D E R

Heard learned counsel for the appellants.

In view of the decision of this Court in the case of Dev Dutt Vs. Union of India and Others (2008) 8 SCC 725, which has been affirmed by a three Judge Bench of this Court in the case of Abhijit Ghosh Dastidar Vs. Union of India and Ors. (Civil Appeal arising out of SLP(C) No. 26556/2004 decided on 22.10.2008), this appeal is dismissed. No order as to the costs.

SLP(C) No. 12481/2006

Heard. We find no merit in this petition. It is dismissed accordingly.

SLP(C) No. 27164/2008

Heard learned counsel for the parties.

Delay condoned.

Admittedly, the petitioner has retired. She had been promoted but the petitioner claimed promotion from an earlier date. In this connection, she may make a

representation to the concerned authorities which shall be considered expeditiously in accordance with law.

With the abovesaid observation, the special leave petition stands disposed of.

.....J.
(MARKANDEY KATJU)

.....J.
(R.M. LODHA)

NEW DELHI;
NOVEMBER 24, 2009