

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 8 OF 2007

(arising out of SLP(C)No.4080 of 2006)

The Management Committee of G.M.N. College,

Ambala & Anr.

... APPELLANTS

VERSUS

Sunil Kumar Bathla & Ors.

...

RESPONDENTS

O R D E R

Leave granted.

By way of this appeal an interim order dated 13th December,

2005 has been assailed. The interim order reads as under :

"Admitted.

In the meantime, we direct respondent no.3 and 4 to pay the same revised pay and scale to the petitioner as is being paid to the other Lecturers of the college w.e.f. January 2006 after notionally re-fixing his pay from the date of revised scale had been paid to the other Lecturers."

A perusal of the order would clearly show that by passing an

interim order a full relief sought for in the writ petition has been

granted. This Court repeatedly held that by way of an interim order a

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full relief sought for in the writ petition cannot be granted. The interim

order dated 13th December, 2005 is accordingly set aside. Let the writ

petition be disposed of on merits after hearing the parties. The High

Court may dispose of the writ petition within six months.

The appeal is disposed of.

.....J.

(H.K. SEMA)

.....J.

(P.K. BALASUBRAMANYAN)

NEW DELHI,

JANUARY 03, 2007.

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ITEM NO.54

COURT NO.7

SECTION IVB

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

Petition(s) for Special Leave to Appeal (Civil) No(s).4080/2006

(From the judgement and order dated 13/12/2005 in CWP No. 13874/2003 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

MNG.COMMITTEE G.M.N.COLLEGE AMBALA & ANR

Petitioner(s)

VERSUS

SUNIL KUMAR BATHLA & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and prayer for interim relief and office report)

Date: 03/01/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. Neeraj Kumar Jain, Adv.

Mr. Bharat Singh, Adv.

Mr. Sanjay Singh, Adv.

Mr. Vikrant Hooda, Adv.

Mr. Ugra Shankar Prasad, Adv.

For Respondent(s)

Mr. Sudhir Nandrajog, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

The interim order dated 13th December, 2005 is set aside.

Let the writ petition be disposed of on merits after hearing the parties.

The High Court may dispose of the writ petition within six months.

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The appeal is disposed of in terms of the signed order.

(PAWAN KUMAR)

(ANAND SINGH)

COURT MASTER

COURT MASTER

(signed order is placed on the file)