

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

BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).9160/2006

EXECUTIVE ENGINEER & ORS.

Petitioner(s)

VERSUS

ZABEDA BEGUM & ORS.

Respondent(s)

Date: 31/10/2012 This Petition was called on for hearing today.

For Petitioner(s)

Mr. Sanjay R. Hegde, Adv.

For Respondent(s)

Mr. V.N. Raghupathy, Adv.

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

Nobody is present for the petitioner.
Matter is pending since the year 2006.

Court's order to issue notice is dated 9.5.2006. Matter was adjourned thereafter on repeated dates i.e., on 30.5.2008, 9.3.2011, 7.4.2011, 14.9.2011, 19.10.2011, 25.1.2012 and 23.8.2012. On all such dates concerned Courts had granted time to take appropriate steps. However, it seems that proper steps are not taken by the petitioner/appellant to confirm service upon unserved respondents. The fact remains that dispute is pertaining to service condition, more particularly revision of pay scale. Therefore, it is certain that respondents were serving under the Petitioner-State.

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Item No.1

Therefore, it would be easy for them to confirm service while payment of salary or pension whatever the case may be, once Court had issued notice in the year 2006.

No such steps are taken till date. Endorsement on page 16 reads that SLP stands dismissed against respondent-Surendra vide orders dated 25.1.2012 and 3.3.2012. Therefore, when petitioner has failed to confirm service upon only one person for more than six years, there is no option but to list the matter for non-prosecution before the Hon'ble Judge in Chambers.

List before the Hon'ble Judge in Chambers for non-prosecution.

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| (S.G. SHAH)
| REGISTRAR

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