

ITEM NO.12

COURT NO.11

SECTION XVI

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).3265/2006

(From the judgement and order dated 23/11/2005 in WPCT No.34/2005 of The HIGH COURT OF CALCUTTA)

M.C. JYOTHI & ORS.

Petitioner(s)

VERSUS

U.P.S.C. & ORS.

Respondent(s)

(With appln(s) for stay,permission to file additional documents and prayer for interim relief and office report)
(FOR FINAL DISPOSAL)

WITH SLP(C) NO. 11605 of 2006

(With appln(s) for c/delay in filing SLP and office report)

Date: 30/10/2012 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN
HON'BLE MR. JUSTICE DIPAK MISRA

For Petitioner(s) Mr. P.S. Narsimha, Sr. Adv.

Mr. Parijat Sinha,Adv.
Ms. Reshmi Rea Sinha,Adv.
Mr. Anil Kumar Mishra,Adv.
Mr. S.C. Ghosh,Adv.
Mr. Sriram Parakkat,Adv.
Mr. Vishnu Shankar Jain,Adv.

(For petitioners in SLP(C) No.3265/2006 &
for respondents in SLP(C) No.11605/2006)

For Respondent(s) Mr. J.S. Atri,Sr.Adv.

Ms. Satya Siddiqui,Adv.
Mr. Sarfraz A. Siddiqui,Adv.
Mr. D.S. Mahra,Adv.
Mr. B.V. Balram Das,Adv.
Mr. S.K. Mishra,Adv.

Mrs. Varuna Bhandari Gugnani,Adv.
(For respondents in SLP(C).3265/2006)

Ms. Hetu Arora,Adv.
Mr. Naveen R. Nath,Adv.
Mr. Darpan K.M. Adv.

(For petitioners in SLP(C) No.11605/2006 &
for respondents in SLP(C) No.3265/2006)

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

Delay condoned.

Leave granted.

The appeals are disposed of in terms of the signed order.

1 (signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.7700 OF 2012
(ARISING OUT OF SLP(C) NO. 3265/2006)

M.C. JYOTHI & ORS.

Appellant(s)

VERSUS

U.P.S.C. & ORS.

Respondent(s)

WITH
CIVIL APPEAL NO.7701 OF 2012
(ARISING OUT OF SLP(C) NO. 11605 of 2006)

O R D E R

Delay condoned.

Leave granted.

Heard counsel on either side.

Union of India has taken up the stand that they are willing to give effect to the order dated 23.08.2004 passed by the Central Administrative Tribunal, Calcutta Bench.

In such circumstances, the appeals are disposed of setting aside the order of the Division Bench of the High Court.

We make it clear that the question of law raised by the learned counsel for the U.P.S.C. is kept open, which will be decided in an appropriate case.

.....J.
[K.S. RADHAKRISHNAN]

.....J.
[DIPAK MISRA]

NEW DELHI;
October 30, 2012