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C.A.No. 2727-2729 OF 2000
ITEM NO.111 & 123COURT NO.10SECTION-XII

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

RECORD OF PROCEEDINGS

CIVIL APPEAL NOS.2727-2729 OF 2000

COMMISSIONER & SECRETARY TO GOVT. OF T.N., R.DEPT. & ANR.

.....
APPELLANT(S)

:VERSUS:

S. KANNAN AND ORS.

.....
RESPONDENT(S)

(With Application(s) for intervention/impleadment and permission and stay)

WITH

CONTEMPT PETITION (CIVIL) NOS.144-146 OF 2002 IN C.A.NOS.2727-2729/2000

(With appln.(s) for permission and stay and exemption from filing
O.T. and Office Report)
(WITH I.A. NOS.25-27, APPLICATIONS FOR PERMISSION FOR IMPLEADMENT
AS PARTY RESPONDENT)

WITH
CONTEMPT PETITION (CIVIL) NOS.147-149/2002 IN C.A.2727-2729/2000
(With I.A. No.32 - exemption from filing O.T.)

Date : 13/08/2003 These matters were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE BRIJESH KUMAR
HON'BLE MR. JUSTICE ARUN KUMAR

For Appellant (s) Mr. K. Ramamoorthy, Sr. Adv.
Mr. P.N. Ramalingam, Adv.
Mr. V. Balaji, Adv.

For Respondent (s) Mr. A.V. Rangam, Adv.
Ms. A. Subhashini, Adv.
Mr. Buddy A. Ranganadhan, Adv.
Mr. A. Ranganadhan, Adv.

Mr. Subramonium Prasad, Adv.
Mr. R. Gopalakrishnan, Adv.
Mr. Abhay Kumar, Adv.

Mr. R. Mohan, Sr. Adv.
Mr. M.A. Krishnamoorthy, Adv.

....2/-

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

Application for impleadment is dismissed.
The appeals are dismissed and the contempt petitions are finally disposed of in terms of the signed order.

(A.S. BISHT)(V.P. TYAGI)
COURT MASTER

COURT MASTER

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.2727-2729 OF 2000

COMMISSIONER & SECRETARY TO GOVT. OF T.N., R.DEPT. & ANR.

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WITH

CONTEMPT PETITION (CIVIL) NOS.144-146 OF 2002
IN C.A.NOS.2727-2729/2000

(With CONT. PET.(CIVIL) NOS.147-149/2002 IN C.A.2727-2729/2000)

O R D E R

CIVIL APPEAL NOS.2727-2729 OF 2000

It is not disputed by the learned counsel for the appellants that the SLP was filed in this Court after the decision in L. Chandra Kumar VS. Union of India & ors. (1997 (3) SCC 261). That being the position, the order impugned in these appeals should have been challenged in the High Court under Article 226 of the Constitution. In view of that position, we decline to entertain these appeals and give liberty to the appellants to approach the High Court.

.....2/-

CONTEMPT PETITION (CIVIL) NOS.144-146 OF 2002
IN C.A.NOS.2727-2729/2000

(With CONT. PET.(CIVIL) NOS.147-149/2002 IN C.A.2727-2729/2000)

It is pointed out by the respondents that the grievance of the petitioners has been set right since they have also been given promotion. This fact is not denied. These petitions are, therefore, rendered infructuous and are finally disposed of as such.

.....J
(BRIJESH KUMAR)

.....J
(ARUN KUMAR)
NEW DELHI;
AUGUST 13, 2003.