

pITEM NO.122

COURT NO.6

SECTION IX

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). 9496-9497 OF 2003

SUNANDA GAJANAN VAIGANKAR

Appellant (s)

VERSUS

STATE OF GOA & ANR.

Respondent(s)

(With prayer for interim relief)

Date: 26/11/2009 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s)

Mr. Prashant Kumar, Adv.
Ms. Triveni Poteker, Adv.
Mr. Jitendra Mahapatra, Adv.for
Mr. C.S.Ashri, Adv.

Mr. Aruneshwar Gupta,Adv.(Not present)

For Respondent(s)

Ms. A.Subhashini,Adv.

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

The Appeals are disposed of in terms of the signed
order. No costs.

(Parveen Kr. Chawla)
Court Master

(Indu Satija)
Court Master

[Signed Order is placed on the File]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.9496-9497 OF 2003

Sunanda Gajanan Vaigankar

..Appellant

versus

State of Goa & Another

..Respondents

O R D E R

Heard learned counsel for the parties.

These Appeals have been filed against the impugned
judgment of the Bombay High Court, Goa Bench dated 28th

November, 2000 and subsequent order dated 11.12.2000 passed in the review application.

The appellant is a helper in the Pre-primary School in Goa. She claimed the benefit of the Scheme published in the official gazette dated 07th March, 2002.

When the High Court decided the case, the Scheme was not notified and hence the High court has rightly dismissed the writ petition and the review application. However, since, that Scheme has now been notified, it is open to the appellant to make a suitable representation to the Government of Goa seeking the benefit under the Scheme, if she is entitled to the same. The said representation shall be decided expeditiously. The appellant can also file a

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fresh writ petition challenging the said scheme, if so advised.

The Appeals are disposed of accordingly. No costs.

.....J.
[MARKANDEY KATJU]

NEW DELHIL;
NOVEMBER 26, 2009.

.....J.
[R.M. LODHA]