

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

SPECIAL LEAVE PETITION © NO.8977-8978/2011

Comptroller and Auditor General of .. Appellant(s)  
India & Ors.

Versus

Principal Finance Secretary Govt. .. Respondent(s)  
of Rajasthan & Ors.

O R D E R

Heard learned counsel for the parties.

These special leave petitions are directed against the order of interim stay pending Writ Petitions. It is stated that the Writ Petitions are pending since 2010. We are not inclined to interfere with the said interim order.

Ms. V. Mohana learned senior counsel appearing for the petitioners states that there are other connected writ petitions which are pending. We are of the view that by requesting the High Court to dispose of the writ petitions themselves at an early date the interest of all the parties can be sub-served. Therefore, while disposing of the special leave petitions we request the High Court to dispose of the Writ Petitions within two months. All the questions of law are left open to be decided in the Writ Petitions.

Insofar as the grievance expressed on behalf of

those who were appointed by the Central Government but are serving in the State Government, the Notification pursuant to which this litigation came to be raised itself has been quashed by the Central Administrative Tribunal. It is stated that the said Writ Petitions are pending in the High Court against the order of the Tribunal and that no stay had been granted in those Writ Petitions. Since all these issues are interrelated, it is advisable that all the cases are examined by the High Court in the pending Writ Petitions. We, however, request the High Court to hear the Writ Petitions and dispose them of expeditiously preferably within three months from the date of the receipt of the copy of this order.

The special leave petitions stand disposed of.

T.P.(C) Nos. 570-572/2013:-

In terms of The order passed in the special leave petitions the transfer petitions are also disposed of.

.....J.  
[FAKKIR MOHAMED IBRAHIM KALIFULLA ]

.....J.  
[C. NAGAPPAN]

NEW DELHI,  
FEBRUARY 16, 2016.

ITEM NO.29

COURT NO.6

SECTION XV

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

Petition(s) for Special Leave to Appeal (C) No(s). 8977-8978/2011

(Arising out of impugned final judgment and order dated 10/08/2010 in AN No. 32316/2010 32319/2010 in DBCSA No. 300/2010 passed by the High Court of Rajasthan at Jaipur)

COMPTRROLLER AND AUDITOR GEN OF INDIA&amp;ORS

Petitioner(s)

VERSUS

PRINCIPAL FINANCE SEC., GOVT. OF RAJ &amp; ORS

Respondent(s)

(with appln. (s) for impleadment and interim relief and office report) (For final disposal)

WITH

T.P. (C) No. 570-572/2013

(With appln. (s) for stay and Office Report)

Date : 16/02/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA  
HON'BLE MR. JUSTICE C. NAGAPPAN

For Petitioner(s) Ms. V. Mohana, Sr. Adv.  
Ms. Binu Tamata, Adv.  
Mr. M. Khairsti, Adv.  
Mr. Mohan Prasad Gupta, Adv.  
Mr. Pankaj Pandey, Adv.  
Ms. Sushma Suri, Adv.  
Mr. D. S. Mahra, Adv.

For Respondent(s) Mr. Irshad Ahmad, Adv.

Impleadment: Mr. Devashish Bharuka, Adv.  
Ms. Arpita Bishnoi, Adv.

Ms. Aishwarya Bhati, Adv.  
Ms. Anshul Sharma, Adv.  
Mr. T. Gopal, Adv.  
Mr. Adarsh Tiwari, Adv.  
Mr. Dilip Nayak, Adv.

Mr. Amit Sharma, Adv.  
Mr. Ishu Prayas, Adv.  
Ms. Ruchi Kohli, Adv.

Ms. Pragati Neekhra, Adv.

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

The special leave petitions are disposed of.

T.P. (C) No. 570-572/2013:-

In terms of the order passed in the special leave petitions the transfer petitions are also disposed of.

(USHA BHARDWAJ)  
AR-CUM-PS

(SHARDA KAPOOR)  
COURT MASTER

Signed order is placed on the file.