

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). 4348-4349 OF 2003

UNION OF INDIA

Appellant (s)

VERSUS

MADHULIKA PATHAK & ORS.

Respondent(s)

(With office report)

WITH Civil Appeal NO. 7239 of 2003
(With office report)

Date: 05/05/2010 These Appeals were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA
HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s)

Mr. P. Parmeswaran, Adv.

For Respondent(s)

Mr. Shrish Kr. Mishra, Adv.
Mr. D.K. Goswami, Adv.
Mr. Amit Srivastava, Adv.
Dr. Madan Sharma, Adv.
Mr. Vijay Kr. Pandita, Adv.
Dr. Rajeev Sharma, Adv.
Mr. J.P. Tripathi, Adv.
Ms. Asha Upadhyay, Adv.
Mr. R.D. Upadhyay, Adv.
Ms. Niranjana Singh, Adv.

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

The appeals are allowed in terms of the
signed order.

(Sonia)
Sr.P.A.

(Sneh Bala Mehra)
Court Master

(Signed order is placed on the file).
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 4348-4349 OF 2003

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WITH

CIVIL APPEAL NO. 7239 of 2003

O R D E R

1. These appeals are filed by the Union of India - appellant. During the course of hearing of these appeals counsel appearing for the State of Uttar Pradesh has brought to our notice that in terms of Section 73, sub-sections (1) and (2) of the U.P. Reorganisation Act, an order has been passed by the Central Government allocating the services of the members of sub-cadre of erstwhile Government of Uttar Pradesh including that of respondent no. 1 to the newly formed State of Uttarakhand.

2. In that view of the matter ¹ the impugned order is set aside and the present appeals are hereby allowed. Consequently, writ petition filed by the respondent no. 1 in the High Court stands dismissed.

..... J
[DR. MUKUNDAKAM SHARMA]

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

NEW DELHI
MAY 5, 2010.