

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).12591/2010

(From the judgment and order dated 11/03/2010 in CWJC No. 9260/2009 of The
HIGH COURT OF JUDICATURE AT PATNA)

KRISHNA NAND YADAV & ORS. Petitioner(s)

VERSUS

MAGADH UNIVERSITY & ORS. Respondent(s)

(With application for directions and office report for directions)

SLP(C)No.24160-24200/2010
[GOPAL PRASAD SINGH AND ORS.Vs. MAGADH UNIVERSITY AND ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.23785-23794/2010
[RAM SURESH DUBEY AND ORS. Vs. THE MAGADH UNIVERSITY, BODH GAYA & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.14091/2010
[RAM RATAN PRASAD Vs. MAGADH UNIVERSITY AND ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.31288-31294/2010
[YUGESHWAR YADAV & ORS. ETC. Vs. STATE OF BIHAR & ORS. ETC.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.31295-31297/2010
[SURESH KUMAR & ORS.ETC. Vs. STATE OF BIHAR & ORS.ETC.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.31185/2010
[SURENDRA PRASAD Vs. STATE OF BIHAR & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.31186-31187/2010
[SUDHIR KUMAR & ETC. Vs. STATE OF BIHAR & ORS. ETC .]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.35161/2010
SHAMBHU SHARAN PRASAD & ORS. Vs. STATE OF BIHAR & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.35166/2010
[ARBIND NATH PANDEY & ORS. Vs. STATE OF BIHAR & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.35163-35165/2010
[RAVI SHANKAR Vs. STATE OF BIHAR & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.891-897/2011
[RAM VINOD PRASAD YADAV & ORS. Vs. STATE OF BIHAR & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.883/2011
[BRAJ BIHARI SINGH & ORS. Vs. STATE OF BIHAR & ORS.]

(OFFICE REPORT FOR DIRECTION)

SLP(C)No.2804/2011 BRIJMOHAN SINGH Vs. STATE OF BIHAR & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.5119/2011
[MOHAMMAD ALI NEYAZI Vs. STATE OF BIHAR & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.5121/2011
[NASIR AHMAD Vs. STATE OF BIHAR & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.5122/2011
[BINAY KUMAR SINGH AND ANR. Vs. STATE OF BIHAR AND ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.27964-27965/2011
[STATE OF BIHAR & ORS. Vs. BASANT PRASAD SINGH & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.25113/2012
[STATE OF BIHAR & ANR. Vs. SITESHWAR PRASAD SINGH & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.26485/2012
[STATE OF BIHAR & ANR. Vs. MANOJ KUMAR PANDEY & ORS.]
(OFFICE REPORT FOR DIRECTION)

SLP(C)No.5919/2004
[CHITRA RANI DEVA Vs. STATE OF BIHAR & ORS.]
(OFFICE REPORT FOR DIRECTION)

Date: 19/08/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK
HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

For Petitioner(s)
in SLP 12591, 14091 35163-65 Ms. Lata Krishnamurti, Adv.
Mr. Neeraj Shekhar, Adv.
Dr. B. Kalaivannan, Adv.
Mr. Pranav Diesh, Adv.
Mr. Rajesh Kumar, Adv.
Ms. P.r. Mala, Adv.
Mr. Karan Kalia, Adv.
Mr. Ashutosh Thakur, Adv.

in SLP 24160-200, 23785-94 Mr. P.P. Rao, Sr. Adv. (in SLP 23785-94)
Mr. S. Prem Chandra, Adv.
Mr. Tej Singh Varun, Adv.
Mr. Debasis Misra, Adv.

In SLP 31288-31294, 31295-31297, 31185 31186-31187/2010 & 2804/2011 Mr. Manish Kumar Saran, Adv.

In SLP 27964-65 Mr. Vijay Hansaria, Sr. Adv.
Mr. Gopal Singh, Adv.
Mr. Manish Kumar, Adv.
Mr. Chandan Kumar, Adv.

In SLP 25113, 26485 Mr. Abhinav Mukerji, Adv.
Ms. Tanya Shree, Adv.

In SLP 5919
Mr. Amit Kumar, Adv.

In SLP 35161, 35166
Mr. Ambhoj Kumar Sinha, Adv.

In SLP 35163-65, 891-897,
5119, 5121, 5122
Mr. Neeraj Shekhar, Adv.

In SLP 883
Mr. Manu Shankar Mishra, Adv.
Mr. C.D. Singh, Adv.

For Applicant (s)
in SLP 12591
Mr. Mohit Kumar Shah, Adv.

In IA ... in SLP 12591
Mr. P.Chandra, Adv.
Mr. Amit Kumar, Adv.
Mr. Mithilesh Kumar, Adv.

IAS 17 & 19 in
SLP 12591
Mr. V. Giri, Sr. Adv.
Mr. Saket Singh, Adv.
Ms. Niranjana Singh, Adv.
Mr. Kumar Ranjan Mishra, Adv.
Ms. Sangeeta Singh, Adv.
Ms. Prema Singh, Adv.

In SLP 31288-94
Mr. T. Mahipal, Adv.

In SLP 31295-97
Mr. Arup Banerjee, Adv.

In SLP 31186-87
Mr. Ambhoj Kumar Sinha, Adv.

In SLP 35161 & 35166
Mr. Ajit Kumar Sinha, Sr. Adv.
Mr. Ashwarya Sinha, Adv.
Mr. Ambhoj Kumar Sinha, Adv.

For Respondent(s)
For State of Bihar
Mr. Vijay Hansaria, Sr. Adv.
Mr. Gopal Singh, Adv.
Mr. Manish Kumar, Adv.
Mr. Chandan Kumar, Adv.

For the State of Jharkhand
Mr. Gopal Prasad, Adv.

For Magadh University
Mr. Chandra Prakash, Adv.
Mr. Lakshmi Raman Singh, Adv.

For B.N. Mandal University
Mr. Atul Jha, Adv.
Mr. Sandeep Jha, Adv.
Mr. Dharmendra Kumar Sinha, Adv.

For Lalit Narayan
Mithila University
Mr. Rohit K. Singh, Adv.

In SLP 27964-65
Mr. M.P. Jha, Adv.
Mr. Ram Ekbal Roy, Adv.
Mr. Harshavardhan Jha, Adv.
Mr. Dileep Pillai, Adv.

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

Heard learned counsel for the parties.

By order dated 22nd January, 2013, this Court had appointed Mr. Justice S.C. Agrawal (a former Judge of this Court) as a One-man Commission to enquire into certain issues. Mr. Justice S.C. Agrawal has expressed his inability to continue to work as One-man Commission. Hence in his place, we appoint Mr. Justice S.B. Sinha (a former Judge of this Court) as a One-man Commission to enquire into the various issues mentioned in the order dated 22nd January, 2013.

We are told that the issues arise in connection with different institutions located in the State of Bihar and in the State of Jharkhand. We are also told that the records required for the examination of the Commission had been brought to Delhi. A request has been made on behalf of the State of Bihar that the Commission should hold its sittings at Patna or at Ranchi depending on in which state the institution is located. In our considered opinion, it is for Mr. Justice S.B. Sinha to consider where he should have his sittings - at Delhi, Patna or Ranchi and also fix his remuneration.

Four weeks' further time is granted to the State and the institutions to file their response to the affidavits before the Commission in reply to the applications already filed.

IA NO. 15

Four weeks' time is granted to the employees working in different institutions in the State of Jharkhand to file their respective applications before the Commission in terms of our order dated 22nd January, 2013 and four weeks' time thereafter is granted to the State of Jharkhand and the Universities concerned to file their response. We make it clear that this order passed in IA is confined to the State of Jharkhand only. IA No. 15 is disposed of accordingly.

We hope that the Commission will complete the work within six months after the receipt of the replies in all the cases. List the matter after receipt of the report of the Commission.

[KALYANI GUPTA]
COURT MASTER

[SHARDA KAPOOR]
COURT MASTER