

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

I.A. Nos.7 & 8/2013 in
Petition(s) for Special Leave to Appeal (Civil) No(s).8330/2005

(From the judgement and order dated 10/12/2004 in CMWP No.11542/2003 of The
HIGH COURT OF JUDICATURE AT ALLAHABAD)

NARENDRA KUMAR TRIPATHI Petitioner(s)

VERSUS

SECRETARY, M.I.D.R.E.SERVICE & ORS. Respondent(s)

(For Directions and exemption from filing O.T.)

With I.A. No.6 in S.L.P. (C) No.2075 of 2006
(For Directions and office report)

Date: 15/03/2013 These Matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE ANIL R. DAVE
HON'BLE MR. JUSTICE VIKRAMAJIT SEN

For Petitioner(s) Mr. Chandra Shekhar, Adv.
In IA 6: Mr. S.K. Verma, Adv.

In IAS 7-8: Mr. Shail Kumar Dwivedi, Adv.
Mr. Siddharth Krishna Dwivedi, Adv.

For Respondent(s) Ms. Shobha Dikshit, Sr. Adv.
Mr. M.R. Shamshad, Adv.
Mr. Adarsh Upadhyay, Adv.
Mr. Abhishek Sharma, Adv.

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

I.A. Nos.7 and 8 of 2013 have been filed by
the petitioner in S.L.P. (C) No.8330 of 2005, inter alia, for an
interim order to direct the respondents to consider him for
promotion to the post of Executive Engineer in the Rural
Engineering

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Services Department on the basis of the seniority list dated 14th
December, 2001, which has been impugned in the special leave
petition, by de-reserving one post out of the two posts kept
reserved by the orders of this Court, subject to the final outcome
of the special leave petition.

Having heard learned counsel in support of the
application and for the respondents, we are inclined to allow the
application, since, in any event, the same will be subject to the
final result of the special leave petition. Accordingly, I.A.
Nos.7-8 of 2013 are allowed. The respondents are given liberty to
de-reserve one of the two posts kept vacant and to consider the
applicant's case against such vacancy.

We also make similar directions in I.A. No.6 of 2013,
which has been filed by the petitioner in S.L.P. (C) No.2075 of

2005 and allow the said interlocutory application.

[T.I. Rajput]
A.R.-cum-P.S.

[Juginder Kaur]
Assistant Registrar