

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 8722 OF 2017
(@ SPECIAL LEAVE PETITION (CIVIL) NOS. 11340 OF 2013)

THE SECRETARY TO GOVERNMENT FINANCE
DEPARTMENT, BANGALORE AND ANR.

...APPELLANT(S)

VERSUS

SRI MARUTHI B. PUJAR AND ORS.

...RESPONDENT(S)

O R D E R

Leave granted.

Heard learned counsel for the parties.

The plea of the respondents for including Sirsi Urban Agglomeration as Group 'C' Category City for the purpose of HRA has been upheld by the Tribunal and the High Court.

Learned counsel for the State submits that in the year 2012 Sirsi Urban Agglomeration has been included in the category of Group 'C' city for HRA but to make it retrospective is not justifiable. There is valid basis for classifying the said area in Category 'D' i.e. by not including the population of out growth (OG). There was no compulsion for classifying the said city for the purpose of HRA by including the population of OG.

We find merit in this submission. Accordingly, we set aside the impugned order and record the submission made on behalf of the appellants that from

the year 2012 the said city is treated as 'C' class city for HRA.

The appeal is, accordingly, disposed of. No costs .

.....J.
[ADARSH KUMAR GOEL]

NEW DELHI
7TH JULY, 2017

.....J.
[UDAY UMESH LALIT]

ITEM NO.36

COURT NO.11

SECTION IV-A

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). 11340/2013

(Arising out of impugned final judgment and order dated 26-09-2012 in WP No. 44748/2011 passed by the High Court of Karnataka at Bangalore)

THE SECRETARY TO GOVERNMENT FINANCE
DEPARTMENT, BANGALORE AND ANR..

Petitioner(s)

VERSUS

SRI MARUTHI B. PUJAR AND ORS.

Respondent(s)

Date : 07-07-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. Basavaprabhu S. Patil, Sr. Adv.
Mr. V. N. Raghupathy, AOR
Mr. Chinmay Deshpande, Adv.
Ms. Rachitha H., Adv.
Mr. Parikshit P. Angadi, AOR

For Respondent(s) Mr. Shailesh Madiyal, AOR

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

Leave granted.

The appeal is disposed of in terms of the
signed order.

Pending application(s), if any, shall also
stand disposed of.

MADHU BALA)
COURT MASTER (SH)
(Signed order is placed on the file)

(VEENA KHERA)
ASSISTANT REGISTRAR