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C.A.No. 4480 OF 1998

ITEM No. 101

Court No. 3

SECTION XII

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. 4480 OF 1998

G.T. VENKATASWAMY REDDY

Petitioner (s)

VERSUS

STATE TRANSPORT AUTHORITY & ORS.

Respondent (s)

( With OFFICE REPORT )

With C.A. 3853/2003 (With prayer for Interim Relief and office report)

C.A. 3606/2003,(With Prayer for Interim Relief and Office Report)

C.A. 4481/1998,C.A. 5470/1998 (With Office Report)

C.A. 3605/2003,C.A. 2782/2002 (With Office Report)

C.A. 7299/2002(With Office Report), C.A. 3633/2003(With prayer for Interim Re  
lief and Office Report), C.A. 3731-3733/2003 (With Prayer for interim Relief), C.A.3758-3760/2  
002, C.A. 7195-7196/2001

Date : 22/07/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI

HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s)

Mr. S. Srinivasan,Adv.

Mr. G.L. Sanghi, Sr. Adv.

Mr. N.D.B. Raju, Adv.

Ms. Bharathi R. Adv.

Mr. Pradeep C.S., Adv.

Mr. Indeever Goodwill,Adv.

Mr. Guntur Prabhakar, Adv.

Ms. Kiran Suri, Adv.

Mr. P.S. Narasimha, Adv.

Mr. P. Sridhar, Adv.

Mr. Ananga Bhattacharya,Adv.

For M/s. PSN & Co., Advs.

Mr. Mahabir Singh, Adv.

Mr. Mukul Rohtagi, ASG

Mr. Wasim Qadri, Adv.

Mrs. Anil Katiyar, Adv.

Mr. T.V. Ratnam, Adv.

Mr. K. Subba Rao, Adv

For Respondent (s)  
Mr. K.V. Mohan, Adv.

Mr. V.R. Reddy, Sr. Adv.  
Mr. A.V. Rangam, Adv.  
Mr. A. Ranganadhan, Adv.  
Mr. Buddy A. Ranganadhan, Adv.

Mr. A. Mariarputham, Adv.  
Ms. Aruna Mathur, Adv.

Mr. K.V. Viswanathan, Adv.  
Mr. Kunwar Ajit Mohan Singh, Adv.  
Mr. K.V. Venkataraman, Adv.

Mr. V.R. Reddy, Sr. Adv.  
Mr. P.N. Ramalingam, Adv.  
Mr. V. Balaji, Adv.

Mr. R. Anand Padmanabhan, Adv.  
Mr. R.K. Sharma, Adv.

Mr. G. Ramakrishna Prasad, Adv.

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

IN C.A. 4480/1998, C.A. 3853/2003, C.A. 3606/2003, C.A.3605/2003, C.A.4481/1998, C.A.2782/2002  
, C.A. 7299/2002, C.A. 3633/2003, C.A. 3731-3733/2003, C.A.3758-3760/2002, C.A. 7195-97/2001

It is pointed out at the bar that there is apparent conflict in the view of the law taken in Karnataka State Road Transport Corpn, Bangalore vs. B.A. Jayaram and ors. [ 1984 (2) SCR 768 ] and Pandiyan Roadways Corpn. Ltd. vs. M.A. Egappan [1987 (2) SCC 47]. It is further pointed out that the Constitution Bench decision in Adarsh Travels Bus Service and Anr. vs. State of U.P. And others [1985(4) SCC 557] was distinguished by a three-judge Bench of this Court in [1987 SCC Suppl. 648].

:3:

In R. Raghuram vs. P. Jayarama Naidu and ors. [1990 Suppl. SCC 361] a Bench of two learned judges of this Court directed the matter to be referred to a Constitution Bench. We are informed that the Constitution Bench referred the matter back to a three-judges Bench. But before the three-judge Bench the Petition itself abated on account of death of the petitioner and therefore the conflict in the views still remains unresolved.

In the above said circumstances the learned counsel submit that it would be proper if the matter is placed for hearing before a bench of three-judges. Let the matter be placed for direct consideration before the Hon'ble the Chief Justice of India.

IN C.A. 2782/2002 AND C.A. 4481/1998

Liberty is allowed to the appellants to make an application for interim relief.

IN C.A. 3606/2003 AND C.A. 3853/2003

Notice was issued on application for interim relief. Let the application be placed for consideration before the appropriate Bench.

IN C.A. 5470/98

One of the questions arising for decision in this case, arises for decision in C.A. No. 4480/98 which has been referred to a three-judge Bench. Let this matter be also tagged with C.A. No. 4480/98.

NEELAM(RADHA R. BHATIA)  
COURT MASTER