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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2623 OF 2005

UNION OF INDIA & ORS.

...APPELLANT(S)

VERSUS

N.M. YADAV

...RESPONDENT(S)

O R D E R

We have heard Mr. K. Radhakrishnan, learned senior counsel for the appellants, and Mr. Y.P. Mahajan, learned counsel for the respondent.

2. In para 12 of the counter affidavit filed by the respondent, it has been stated as follows :

"12. It is thus submitted that the order of reversion dated 26.11.1999 remained non-operative through out the proceedings, with the result that the petitioners herein gave promotion to the respondent notionally w.e.f. 5.2.2003 to the rank of Commandant in CISF on regular basis vide order No. 1119 dated 29.12.2005. It may be relevant to add here that as a result of the promotion of the respondent herein no one was reverted. Thereafter, the respondent was promoted from Commandant to Senior Commandant vide order No. 364 dated 30.3.2006 and again nobody was reverted consequent to the promotion of the respondent. Subsequently, the respondent sought voluntarily retirement and was relieved on 21.09.2008 vide Gazette Notification No. 1853 dated 6.10.2008 and the respondent has got due pensionary benefits."

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3. In view of above, nothing remains to be decided in the Civil Appeal.

4. Civil Appeal is disposed of as infructuous.

.....J.
(R.M. LODHA)

NEW DELHI;
NOVEMBER 8, 2012

.....J.
(ANIL R. DAVE)

ITEM NO.119

COURT NO.6

SECTION IX

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). 2623 OF 2005

UNION OF INDIA & ORS.

Appellant (s)

VERSUS

N.M. YADAV

Respondent(s)

(With office report)

Date: 08/11/2012 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE ANIL R. DAVE

For Appellant(s) Mr. K. Radhakrishnan, Sr. Adv.
Ms. Sunita Rani Singh, Adv. for
Mr. B.K. Prasad, Adv.
Ms. Sushma Suri, Adv.

For Respondent(s) Mr. Y.P. Mahajan, Adv. for
Mr. K.C. Dua, Adv.

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

Civil Appeal is disposed of as infructuous in terms of the
signed order.

|(Rajesh Dham)
|Court Master

| |(Renu Diwan)
| |Court Master

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(signed order is placed on the file)