

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.3815 OF 2017
(@ SPECIAL LEAVE PETITION (CIVIL) NO.20813 OF 2006)

P.A. ANTONY & ORS. . . . APPELLANT(S)

VERSUS

M.K. KRISHNADAS & ORS. . . . RESPONDENT(S)

WITH

(SPECIAL LEAVE PETITION (CIVIL) NO.1998 OF 2007)

(SPECIAL LEAVE PETITION (CIVIL) NO.4954 OF 2007)

(SPECIAL LEAVE PETITION (CIVIL) NO.5811 OF 2007)

(SPECIAL LEAVE PETITION (CIVIL) NO.9249 OF 2007)

(SPECIAL LEAVE PETITION (CIVIL) NO.16076 OF 2008)

O R D E R

Civil Appeal @ SLP(C)No. 20813 of 2006

Leave granted.

Heard.

This appeal arises out of the challenge to the appointment of twenty persons as Section Officers in Shree Sankaracharya University of Sanskrit.

The appointments were made in the year 2000 and the selected candidates by now have completed 17 years of service. It is stated that 15 candidates have already been retired, two have been further

promoted and the remaining three will retire within next two years.

The High Court in the impugned order has quashed the selection, inter alia, on the ground that the vacancies were 15 and the appointments were made to twenty posts and also that the Selection Committee was not properly constituted.

In view of the development noted above that out of 20, 15 persons have already been retired and two have been promoted and the remaining persons are retiring within the next two years, we are of the view that even without going into the merits of the case, the order of the High Court ought to be vacated. Accordingly, we set aside the impugned order of the High Court and allow the appeal.

SLP(C)No.1998/2007, 4954 of 2007, 5811/2007, 9249 of 2007 and 16076 of 2008

In view of the order passed in Civil Appeal No.3815/2017 (@ SLP(C)NO. 20813 of 2006, the special leave petitions are also disposed of.

.....J
[ADARSH KUMAR GOEL]

NEW DELHI
6TH MARCH, 2017

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

ITEM NO.30

COURT NO.13

SECTION XIA

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). 20813/2006
(Arising out of impugned final judgment and order dated 10/10/2006
in WA No. 1576/2005 passed by the High Court Of Kerala At
Ernakulam)

P.A. ANTONY & ORS.

Petitioner(s)

VERSUS

M.K. KRISHNADAS & ORS.

Respondent(s)

(With interim relief and office report)
(For final disposal)

WITH

SLP(C) No. 1998/2007SLP(C) No. 4954/2007SLP(C) No. 5811/2007SLP(C) No. 9249/2007SLP(C) No. 16076/2008

Date : 06/03/2017 These petitions were called on for hearing today.

CORAM :

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

For Petitioner(s) Mr. K.V. Viswanathan, Sr. Adv.
Mr. E. M. S. Anam, Adv.

Mr. Shiv Sagar Tiwari, Adv.

Ms. Malini Poduval, Adv.

Mr. C. K. Sasi, Adv.

Mr. Ranjith K. C., Adv.

Mr. K. V. Mohan, Adv.

For Respondent(s) Mr. G. Prakash, Adv.
Mr. Jishnu M.L., Adv.
Mrs. Priyanka Prakash, Adv.
Mrs. Beena Prakash, Adv.

Mr. Manu Srinath,Adv.

Mr. A. Raghunath,Adv.

Mr. C. K. Sasi,Adv.

Mr. E. M. S. Anam,Adv.

Mr. Romy Chacko,Adv.

Mr. Shuham Singh,Adv.

Mr. Varun Mudgal,Adv.

Mr. P.V. Dinesh,Adv.

Mr. Shiv Sagar Tiwari,Adv.

Ms. Malini Poduval,Adv.

Mr. K. Rajeev,Adv.

Mr. Nishe Rajen S.,Adv.

Ms. Anu K. Joy,Adv.

Mr. Jogya Scaria,Adv.

Mr. Ranjith K.C.,Adv.

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

SLP(C)No. 20813/2006

Leave granted.

The appeal is allowed in terms of the signed
order.

SLP(C)NO. 1998/07, 4954/07, 5811/07, 9249/2007 and
SLP(C)No. 16076 of 2008

In view of the order in SLP(C)No. 20813 of
2016, these special leave petitions are also disposed of.

(Madhu Bala)
Court Master

(Signed order is placed on the file)

(Suman Jain)
Court Master