

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

Petition(s) for Special Leave to Appeal (Civil) No.7475/2000

(From the judgement and order dated 30/03/2000 in SA 75/2000
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

COMMITTEE OF MGT. S.D.A.I.COLLEGE & ORS.

Petitioner (s)

VERSUS

SHARAD KUMAR KULSHRESTHA & ORS.

Respondent (s)

(With Appln(s). for exemption from filing O.T. permission to submit
additional document(s),exemption from filing O.T.) and with prayer
for interim relief)

Date : 11/12/2000 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s)

Mr.T.N. Singh,Adv.,
Mr.B.M. Sharma,Mr.C.M.Patel
and Ms.Bharti Verma,Advs.

For Respondent (s)

for R-1

Mr.R.C. Srivastava,Sr.Adv.,
Mr.Enakshi Kulshrestha,Adv.,
Ms. Anu Mohla,Adv.

for R-2 to R-4

Mr.Y.P. Singh,Adv.,
Mr.Ajay K. Agrawal,Adv.

UPON hearing counsel the Court made the following

O R D E R

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Leave granted.

Heard the learned counsel for the parties.

Learned counsel for the parties agreed that
without making any observations on merits the appeal be
allowed and the impugned interim order passed by the
learned single Judge be set aside. Hence, the impugned
interim order dated 4.1.2000 passed by the learned
single Judge is set aside.

Considering the facts High Court is requested
to decide the writ petition as early as possible
preferably within a period of six months. Appeal is
disposed of accordingly. No order as to costs.

(Vijay Kumar Sharma)
Court Master

(N. Moorjani)
Asstt.Registrar

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 7202 OF 2000@@
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(Arising out of SLP (C) No.7475/2000)

COMMITTEE OF MANAGEMENT S.D.A.I.
COLLEGE & ORS.

Appellants

Versus

SHARAD KUMAR KULSHRESTHA & ORS.

Respondents

O R D E R@@
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.....L.....I.....T.....T.....T.....T.....J.....
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Leave granted.

Heard the learned counsel for the parties.

By an interim order dated 4.1.2000 a learned single Judge in a writ petition directed the appellants herein to permit the respondent No.1 herein to continue to work on the post of Lecturer and to pay his salary despite

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non-regularisation of his services. Against that order appellants preferred appeal before the Division Bench. That appeal was dismissed. Hence this appeal by way of special leave.

At the time of the hearing of this matter after going through the record and after hearing the submissions of the learned counsel, learned counsel for the parties agreed that without making any observations on merits the appeal be allowed and the impugned interim order passed by the learned single Judge be set aside. Hence the impugned interim order dated 4.1.2000 passed by the learned single Judge is set aside.

Learned counsel for the parties submitted that the High Court may be requested to decide the writ petition finally as early as possible because the dispute is pending since years. Considering the facts High Court is requested to decide the writ petition as early as possible preferably within a period of six months. Appeal is disposed of accordingly. No order as to costs.

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.....J.
(M.B. Shah)

.....J.
(S.N. Variava)

New Delhi,

December 11, 2000.