

ITEM NO.4

COURT NO.3

SECTION XI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
I.A.NO.5-6
IN
CIVIL APPEAL NO(s). 3041 OF 2010

STATE OF U.P. & ORS.

Appellant (s)

VERSUS

B.B.S.RATHORE

Respondent(s)

(With appln(s) for stay,exemption from filing O.T. and office report)

WITH

I.A.NO.3-4 IN Civil Appeal NO. 3044 of 2010
(With appln(s) for stay and exemption from filing O.T.)
I.A.NO.2-3 IN Civil Appeal NO. 3046 of 2010
(With appln(s) for stay and exemption from filing O.T.)
I.A.NO.4-5 IN Civil Appeal NO. 3043 of 2010
(With appln(s) for stay and exemption from filing O.T.)

Date: 05/09/2011 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE A.K. PATNAIK

For Appellant(s) Mr. Sunil Gupta,Sr.Adv.
Ms. Niranjana Singh,Adv.
Mr. Abhishek Chaudhary,Adv.
Mrs. Prema Singh,Adv.

Dr. Manmohan Sharma,Adv.
Mr. M.C. Dhingra,Adv.

For Respondent(s) Mr. Abhishek Atrey,Adv.
Ms. Geetanjali Mohan,Adv.
Mr. M.C. Dhingra,Adv.
Dr. sumant Bhardwaj,Adv.
Ms. Mridula Ray Bharadwaj,Adv.
Mr. Pradeep Misra,Adv.
Mr. Brijesh Kumar Shukla,Adv.
Mr. Irshad Ahmad,Adv.

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Mr. Aarohi Bhalla,Adv.
Mr. Ajay Singh,Adv.
Ms. Sujata Kurdukar,Adv.

UPON hearing counsel the Court made the following

O R D E R

We have made it clear on 1.4.2010 that only the levy of cost of Rupees One lakhs has been stayed and not the other directions.

At the time of issue of notice it was represented on behalf of State of U.P. that directions have been substantially complied with.

On the facts and circumstances, particularly having regard to the fact that most of the contesting respondents are retired. We do not propose to stay the impugned order of the High Court. If appellant succeeds ultimately, it will be entitled to recover the amount paid in pursuance of the order of the High Court.

All IAs are disposed of accordingly.
Hearing of the appeals expedited.

(O.P. Sharma)
Court Master

(M.S. Negi)
Court Master