

ITEM NO.101

COURT NO.9

SECTION XI-A

**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). 3490/2016

MANAGER, VAIKKILASSERI U.P. SCHOOL . &amp; ORS.

Appellant(s)

VERSUS

STATE OF KERALA . &amp; ORS.

Respondent(s)

IA No. 155015/2023 - ADDITION / DELETION / MODIFICATION PARTIES  
 IA No. 58481/2020 - APPLICATION FOR EXEMPTION FROM FILING ORIGINAL  
 VAKALATNAMA/OTHER DOCUMENT  
 IA No. 158468/2023 - APPLICATION FOR TAKING ON RECORD  
 IA No. 152718/2019 - APPROPRIATE ORDERS/DIRECTIONS  
 IA No. 17450/2022 - APPROPRIATE ORDERS/DIRECTIONS  
 IA No. 110656/2021 - EXEMPTION FROM FILING O.T.  
 IA No. 107640/2019 - INTERVENTION APPLICATION  
 IA No. 2778/2022 - INTERVENTION APPLICATION  
 IA No. 22459/2018 - INTERVENTION/IMPLEADMENT  
 IA No. 139184/2021 - INTERVENTION/IMPLEADMENT  
 IA No. 152714/2019 - INTERVENTION/IMPLEADMENT  
 IA No. 110655/2021 - INTERVENTION/IMPLEADMENT  
 IA No. 49852/2019 - INTERVENTION/IMPLEADMENT  
 IA No. 165017/2018 - INTERVENTION/IMPLEADMENT  
 IA No. 58480/2020 - INTERVENTION/IMPLEADMENT  
 IA No. 16481/2022 - INTERVENTION/IMPLEADMENT  
 IA No. 155710/2018 - INTERVENTION/IMPLEADMENT  
 IA No. 40975/2020 - INTERVENTION/IMPLEADMENT  
 IA No. 7377/2022 - INTERVENTION/IMPLEADMENT  
 IA No. 145527/2018 - INTERVENTION/IMPLEADMENT  
 IA No. 158179/2019 - INTERVENTION/IMPLEADMENT  
 IA No. 152719/2019 - STAY APPLICATION  
 IA No. 139192/2021 - STAY APPLICATION)

WITH

SLP(C) No. 21623/2017 (XI-A)

Diary No(s). 39500/2018 (XI-A)

(FOR ADMISSION and I.R. and IA No.156013/2018-CONDONATION OF DELAY  
 IN FILING and IA No.156014/2018-EXEMPTION FROM FILING C/C OF THE  
 IMPUGNED JUDGMENT and IA No.156012/2018-PERMISSION TO FILE PETITION  
 (SLP/TP/WP/..))

CONMT.PET.(C) No. 478/2019 in SLP(C) No. 21623/2017 (XI-A)

(FOR ADMISSION and IA No.45285/2019-EX-PARTE STAY)

C.A. No. 7698/2019 (XI-A)

(FOR ADMISSION and I.R. and IA No.120671/2019-CONDONATION OF DELAY  
 IN FILING and IA No.120672/2019-EXEMPTION FROM FILING C/C OF THE  
 IMPUGNED JUDGMENT and IA No.120667/2019-PERMISSION TO FILE PETITION

(SLP/TP/WP/..)

IA No. 120672/2019 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

T.P.(C) No. 2128/2019 (XI-A)  
(FOR ADMISSION)

C.A. No. 8582/2016 (XI-A)  
IA No. 162865/2018 - INTERVENTION APPLICATION  
IA No. 150568/2022 - INTERVENTION APPLICATION  
IA No. 36236/2022 - INTERVENTION APPLICATION  
IA No. 124907/2021 - INTERVENTION APPLICATION  
IA No. 118671/2021 - INTERVENTION APPLICATION  
IA No. 162669/2019 - INTERVENTION APPLICATION)

C.A. No. 9000/2017 (XI-A)  
C.A. No. 10475/2017 (XI-A)  
SLP(C) No. 22865/2017 (XI-A)  
SLP(C) No. 31010/2017 (XI-A)  
(FOR impleading party ON IA 33762/2018  
FOR INTERVENTION/IMPLEADMENT ON IA 33762/2018  
FOR impleading party ON IA 33763/2018  
FOR INTERVENTION/IMPLEADMENT ON IA 33763/2018  
FOR impleading party ON IA 106198/2020  
FOR INTERVENTION/IMPLEADMENT ON IA 106198/2020  
FOR APPLICATION FOR EXEMPTION FROM FILING ORIGINAL  
VAKALATNAMA/OTHER DOCUMENT ON IA 106199/2020  
IA No. 106199/2020 - APPLICATION FOR EXEMPTION FROM FILING ORIGINAL  
VAKALATNAMA/OTHER DOCUMENT  
IA No. 33762/2018 - INTERVENTION/IMPLEADMENT  
IA No. 106198/2020 - INTERVENTION/IMPLEADMENT  
IA No. 33763/2018 - INTERVENTION/IMPLEADMENT)

C.A. No. 19833/2017 (XI-A)  
C.A. No. 6895/2021 (XI-A)  
C.A. No. 4841/2016 (XI-A)  
C.A. No. 4842/2016 (XI-A)  
C.A. No. 6544/2016 (XI-A)  
C.A. No. 6545/2016 (XI-A)  
C.A. No. 19866/2017 (XI-A)  
C.A. No. 24065/2017 (XI-A)  
(FOR ADMISSION and I.R. and IA No.131618/2017-CONDONATION OF DELAY  
IN FILING and IA No.131620/2017-EXEMPTION FROM FILING C/C OF THE  
IMPUGNED JUDGMENT and IA No.131614/2017-PERMISSION TO FILE SLP/TP )

Diary No(s). 18513/2018 (XI-A)  
IA No. 75150/2018 - CONDONATION OF DELAY IN FILING  
IA No. 75157/2018 - EXEMPTION FROM FILING C/C OF THE IMPUGNED  
JUDGMENT)

C.A. No. 3492/2016 (XI-A)  
C.A. No. 8590/2016 (XI-A)  
C.A. No. 6543/2016 (XI-A)

C.A. No. 9086/2016 (XI-A)  
 C.A. No. 5639/2017 (XI-A)  
 (FOR INTERVENTION/IMPLEADMENT ON IA 100532/2017  
 IA No. 100532/2017 - INTERVENTION/IMPLEADMENT)

C.A. No. 10474/2017 (XI-A)  
 Diary No(s). 1061/2018 (XI-A)  
 IA No. 6906/2018 - CONDONATION OF DELAY IN FILING  
 IA No. 6907/2018 - EXEMPTION FROM FILING C/C OF THE IMPUGNED  
 JUDGMENT  
 IA No. 6905/2018 - PERMISSION TO FILE PETITION (SLP/TP/WP/..))

C.A. No. 8567/2016 (XI-A)  
 C.A. No. 9083/2016 (XI-A)  
 C.A. No. 184/2017 (XI-A)  
 SLP(C) No. 35456/2016 (XI-A)  
 IA No. 5/2017 - DELETING THE NAME OF PETITIONER/RESPONDENT)

C.A. No. 11996/2016 (XI-A)  
 (IA No.129270/2017-STAY APPLICATION  
 IA No. 129270/2017 - STAY APPLICATION)

C.A. No. 1216/2017 (XI-A)  
 C.A. No. 5640/2017 (XI-A)  
 C.A. No. 3491/2016 (XI-A)  
 C.A. No. 8574/2016 (XI-A)  
 SLP(C) No. 29881/2017 (XI-A)  
 IA No. 40027/2017 - CONDONATION OF DELAY IN FILING)

SLP(C) No. 31011/2017 (XI-A)

Date : 31-08-2023 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE J.K. MAHESHWARI  
 HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Appellant(s) Mr. K. Parameshwar, AOR  
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Mr. Saratendu Kumar Bose, Adv.  
Mr. Abhay Singh, Adv.

Mr. Haris Beeran, Adv.  
Mr. Azhar Assees, Adv.  
Mr. R. S. Jena, Adv.

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Ms. Beena Victor, Adv.  
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 Mr. Ankur S. Kulkarni, AOR

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 Mr. Pranav Krishna, Adv.  
 Ms. Niveditha R.menon, Adv.  
 Mr. Aditya Verma, Adv.

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

During the course of hearing, it transpires that the data of creation of the additional/new posts (additional Division Vacancies) during the period 2005 to 2010 and the period from 2010 to 2016 (prior to commencement of the Rules) and the appointments made by the Institutions, who are the petitioners/appellants before us, should be furnished on affidavit by Sh. C. K. Sasi, learned Advocate-on-Record appearing for the respondent - State within four weeks.

Needless to observe that the petitioners/appellants may furnish the data to the learned State counsel with respect to the Institutions and other particulars regarding appointment or creation/sanction of additional/new posts (additional Division Vacancies), which may be helpful to him to furnish that data to this Court.

We further observe that at present, we have not expressed any opinion on the merits of the case.

Re-list on 18.10.2023.

(JAYANT KUMAR ARORA)  
ASTT. REGISTRAR-cum-PS

(VIRENDER SINGH)  
BRANCH OFFICER