

ITEM NO.1, 1.1-1.6

COURT NO.7

SECTION X

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). 2779/2012

(Arising out of impugned final judgment and order dated 30-11-2011 in WP No. 58/2011 passed by the High Court Of Uttarakhand At Nainital)

VINOD GIRI GOSWAMI & ORS.

Petitioner(s)

VERSUS

THE STATE OF UTTARAKHAND & ORS.

Respondent(s)

(WITH APPLN.(S) FOR PERMISSION TO FILE ANNEXURES,
FOR INTERVENTION/IMPLEADMENT, FOR APPROPRIATE ORDERS/DIRECTIONS,
FOR EXEMPTION FROM FILING O.T.)

WITH

SLP(C) No. 9885-9886/2012 (X)

SLP(C) No. 9910-9911/2012 (X)

SLP(C) No. 33762-33763/2012 (X)

SLP(C) No. 33750-33751/2012 (X)

SLP(C) No. 33759-33760/2012 (X)

SLP(C) No. 6847-6848/2012 (X)

Date : 25-04-2018 These matters were called on
for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.A. BOBDE

HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Petitioner(s)

Ms. Roopali Chaturvedi, Adv.
Mr. Rameshwar Prasad Goyal, AOR

Ms. Shakun Sharma, AOR
Ms. Harshal Gupta, Adv.
Mr. Shashwat Singh, Adv.

For Petitioner(s) /
Respondent(s)

Mr. Tapesh Kumar Singh, AOR
Mohd. Waques, Adv.
Mr. Aditya Pratap Singh, Adv.

Mr. P.S. Patwalia, Sr. Adv.
Mr. Rakesh Mishra, AOR

Mr. R. Venkataramani, Sr. Adv.
Mr. Rakesh Mishra, AOR
Mr. Yashraj Bundela, Adv.

Ms. Rachana Srivastava, AOR
Ms. Monika, Adv.
Ms. Sudipta Sarkar, Adv.

For Respondent(s) Mr. A. Sharan, Sr. Adv.
Mr. Raj Kumar Singh, Adv.
Mr. Prem Sunder Jha, Adv.
Ms. Deepa Rai, Adv.

Mr. P.K. Jain, AOR

Mr. Sudhir Naagar, AOR

Mr. Ram Naresh Yadav, AOR

Ms. Priya Sharma, Adv.
Mr. Prathivi Raj Chauhan, Adv.
Mr. Arjun Sain, Adv.
Ms. Mridula Ray Bharadwaj, AOR

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

In these cases, the dispute is between the direct recruits and promotees arising from the State of Uttarakhand. This Court vide order dated 30.09.2015, directed that the State of Uttarakhand should conduct an exercise and ascertain the existing quota of direct recruits and promotees immediately after the State's reorganisation. In pursuance of our direction, the State had passed an order dated 21.10.2015 in which the State had given the details of the year-wise vacancies starting from the year 2000 to 2006-2007.

Shri A. Sharan, learned senior counsel for the promotees has taken serious objection to the order of the State Government dated 21.10.2015. According to the learned counsel, the State has shown the quota for promotees as occupied even by officers who only came to the State of Uttarakhand but remained in the State of Uttar Pradesh. This is seriously opposed by Shri P.S. Patwalia and Shri R. Venkataramani, learned senior counsels for the petitioners. A resolution of the above contentions will require a determination whether the order of the State Government dated 21.10.2015 is according to law and depicts the correct position of the quotas of direct recruits and promotees. In these circumstances, we consider it appropriate that this dispute is decided by the High Court of Uttarakhand.

Shri Sharan, learned senior counsel for the respondents/promotees states that the respondents will approach the High Court of Uttarakhand against order dated 21.10.2015. We request the High Court to decide the matter as expeditiously as possible, not later than a period of six months from the date the respondents approach the High Court since these special leave petitions are pending before this Court.

Notice of the proposed writ petition may be served on the learned advocates for the petitioners in these cases.

List after the decision of the High Court.

[Charanjeet Kaur]
A.R.-cum-P.S.

[Indu Kumari Pokhriyal]
Asstt. Registrar