

ITEM NO.62

COURT NO.8

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

I.A. 3/2015 & I.A. 4/2015 IN WRIT PETITION(S) (CIVIL) NO(S).
523/2002

ASSON., RETIRED JUDGES, S.COURT & H.COURT PETITIONER(S)

VERSUS

UNION OF INDIA RESPONDENT(S)
(FOR DIRECTIONS AND PERMISSION TO FILE APPLICATION FOR DIRECTION
AND OFFICE REPORT)

Date : 03/08/2015 These applications were called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE N.V. RAMANA

For Petitioner(s)

Mr. M.R. Calla, Sr. Adv.
Mr. P.H. Parekh, Sr. Adv.
Mr. Lalit Chauhan, Adv.
Mr. Sumit Goel, Adv.
Ms. Rukhmini S. Bobde, Adv.
Ms. Pratiksha Sharma, Adv.
Mr. Ankit Acharya, Adv.
Mr. Abhishek Vinod Deshmukh, Adv.
for M/s Parekh & Co., AOR

For Respondent(s)
Applicant (s)

Mr. P.P. Rao, Sr. Adv.
Mr. S.K. Agarwal, Sr. Adv.
Mr. Arun K. Sinha, AOR

Mr. Ranjit Kumar, S.G.
Ms. V. Mohana, Sr. Adv.
Ms. Shweta Garg, Adv.
Mr. T.A. Khan, Adv.
Mr. B. V. Balaram Das, AOR

Mr. P. Parmeswaran, AOR

Mr. Aruneshwar Gupta, AOR

Mr. G. Prakash, AOR

Mr. Gopal Singh, AOR
Ms. Varsha Poddar, Adv.

Ms. Hemantika Wahi, AOR

Ms. Kamini Jaiswal, AOR

Mr. Naresh K. Sharma, AOR

Mr. R. Sathish, AOR

Mr. T. C. Sharma, AOR

Mr. Ashok K. Mahajan, AOR

State of Sikkim

Mr. A. Mariarputham, Adv. Gen., Sikkim
Ms. Aruna Mathur, Adv.
Mr. Yusuf Khan, Adv.
Mr. K. Vijay Kumar, Adv.
For M/s Arputham Aruna & Co., AOR

Mr. D. S. Mahra, AOR

State of Meghalaya

Mr. Ranjan Mukherjee, AOR
Mr. Subhro Sanyal, Adv.

Mr. Khwairakpam Nobin Singh, AOR

Mr. Sanjay R. Hegde, AOR

Mr. Ratan Kumar Choudhuri, AOR

Ms. Rachana Srivastava, AOR

For M/s. K. J. John & Co., AOR

For M/s Corporate Law Group, AOR

Mr. Kamlendra Mishra, AOR

State of Chhattisgarh Mr. Aniruddha P. Mayee, AOR
 Mr. Charudatta Mahindrakar, Adv.
 Mr. A. Selvin Raja, Adv.

 Mr. Dharmendra Kumar Sinha, AOR

 Mr. G. N. Reddy, AOR

 Mr. Sunil Fernandes, AOR

State of H.P. Mr. Suryanarayana Singh, Sr. A.A.G.
 Ms. Pragati Neekhra, Adv.

State of Nagaland Mrs. K. Enatoli Sema, Adv.
 Mr. Edward Belho, Adv.
 Mr. Amit Kumar Singh, Adv.

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

I.A. Nos. 3 and 4 of 2015 in Writ Petition (Civil)
No.523 of 2002 shall stand closed in terms of the signed
order. The Union of India shall act in terms of the
assurance given before the Court.

[VINOD LAKHINA]
COURT MASTER

[ASHA SONI]
COURT MASTER

[SIGNED ORDER IS PLACED ON THE FILE]

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

I.A. 3/2015

&

I.A. 4/2015

IN

WRIT PETITION (CIVIL) NO(S). 523/2002

THE ASSOCIATION OF RETIRED JUDGES
OF THE SUPREME COURT &
HIGH COURTS . . . PETITIONER

VERSUS

UNION OF INDIA . . . RESPONDENT

AND IN THE MATTER OF

THE ASSOCIATION OF FORMER
JUDGES OF THE HIGH COURT OF
DELHI & ORS. . . APPLICANTS

ORDER

1. We have heard Shri P.P. Rao and
Shri M.R. Calla, learned Senior Counsel
appearing for the applicant/petitioner and
Shri Ranjit Kumar, learned Solicitor
General appearing for the Union of India.

2. Shri P.P. Rao, learned Senior Counsel has submitted that the direction by this Court for addition of ten years of service to the service of a judge of the High Court appointed from the Bar for the purposes of computation of his entitlement to pension is in the form of a self-operating direction contained in the judgment and order dated 31st March, 2014 passed by this Court in Writ Petition (Civil) No.521 of 2002 and other connected matters.

3. Shri Ranjit Kumar, learned Solicitor General, on instructions received, has submitted that an amendment to the High Court Judges (Salaries and Conditions of Service) Act, 1954 would be required and for the said purpose a Bill is proposed to be laid before Parliament to introduce Section 14A to the Act. Shri

Ranjit Kumar has further submitted that if circumstances permit the Bill will be introduced in the current session of Parliament itself. A copy of the Bill has also been laid before the Court.

4. As specifically Section 14A is proposed for incorporation in the High Court Judges (Salaries and Conditions of Service) Act, 1954 by way of an amendment to give effect to the judgment of this Court, we are of the view that the reliefs that would be due to the applicant-petitioners in terms of the judgment and order dated 31st March, 2014 passed in Writ Petition (Civil) No.521 of 2002 and other connected matters should await the outcome of the legislative exercise. In this regard, we have received an assurance from Shri Ranjit Kumar, learned Solicitor General that the matter

will be expedited and dealt with with utmost expedition.

5. I.A. Nos. 3 and 4 of 2015 in Writ Petition (Civil) No.523 of 2002 shall stand closed. The Union of India shall act in terms of the assurance given before the Court.

.....,J.
(RANJAN GOGOI)

.....,J.
(N.V. RAMANA)

NEW DELHI
AUGUST 03, 2015