

ITEM NO.62

COURT NO.8

SECTION X

S U P R E M E C O U R T O F
RECORD OF PROCEEDINGS

I N D I A

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., AORFor 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

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Mr. P. Parmeswaran, AOR

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Vinod Lakhina
Date: 2015.08.04
18:11:17 IST
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Mr. Aruneshwar Gupta, AOR

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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

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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]

[ASHA SONI]

[SIGNED ORDER IS PLACED ON THE FILE]

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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.

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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

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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

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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