

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

CONTEMPT PETITION (C) NO. 255 OF 2008 IN Civil Appeal 782/2006

M.L.SINGH & ANR. Petitioner(s)

VERSUS

ATUL GUPTA CHIEF SECTT.U.P. & ORS. Respondent(s)

(With office report )

WITH CONMT.PET.(C) NO. 15 of 2009 in C.A. No. 782/2006

(With appln. for exem. from filing O.T. and office report)

CONMT.PET.(C) NO. 256 of 2008 in C.A. No. 4374/2007

(With appln. for exem. and impleadment as petitioner and  
exem. from filing O.T. and c/delay in filing appln.)office report)

CONMT.PET.(C) NO. 69 of 2009 in C.A. No. 2974/2007

(With appln. for exem. from filing c/c of the impugned order  
office report)

Date: 05/02/2010      This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s)      Mr. Shailendra Kumar Pandey,  
   Mr. M.L.Singh,  
   Petitioner-In-Persons

   Mr. Mohan Pandey, adv.

For Respondent(s)      Mr. S.R.Singh, Sr Adv.  
   Mr. Anuvrat Sharma, Adv.  
   Ms. Alka Sharma, Adv.

   Ms.Savitri Pandey, Adv.  
   Mr. Bharat Kumar, Adv.  
   Mr. Shrish Kumar Misra ,Adv

   Mr. Yunus Malik, Adv.  
   Mr. Praveen Swarup, Adv.

-2-

UPON hearing counsel the Court made the following

O R D E R

At the commencement of hearing, Mr. Shailendra Kumar Pandey and Mr. M.L.Singh made a grievance that they have not been supplied the complete copies of documents filed on behalf of the State of U.P. and its functionaries.

Mr.S.R.Singh, learned senior counsel appearing on behalf of some of the respondents states that he would ensure that all the documents are supplied to Mr. Shailendra Kumar Pandey and Mr. M.L.Singh by 3 0'clock today.

Mr. Shailendra Kumar Pandey also presented a petition expressing apprehension of harm at the instance of named officer of the Directorate of Industries. The application is taken on record. Paragraph 6 of the

application reads as under:

That one Mr. Ram Saran, presently posted as Dy. Director of Industries (Karmik) Directorate of Industries U.P. Kanpur confronted us in the premises of the Hon. Supreme Court (near lawyers Chamber) on 18.12.09 and recently on 6.01.10 in the premises of Official Liquidator, Allahabad at about 5.40 p.m. in the presence of witness, openly threatened us with dire consequences for daring to indulge in NETAGIRI and has also threatened even if we get the relief prayed for by the kind indulgence of Hon. Apex Court, he would then ensure that we would never be allowed to live in peace and that he would ensure our immediate transfer (even if against the rules and expediency and therefore, malafide) to far flung places and we would be deprived of other benefits like pension, gratuity etc. etc.

In view of the apprehension expressed by Shri Shailendra Kumar Pandey, we deem it appropriate to cognizance of the grievance made by him and direct Superintendent of Police, Kanpur to provide full security to him. We also direct Mr. Ram Saran, who is posted as Deputy Director of Industries (Karmik), Directorate of Industries, U.P., Kanpur, not to deal with the case of Shri Shailendra Kumar Pandey till further orders.

-3-

Mr. S.R.Singh, learned senior counsel should ensure that Shri Ram Saran or any other coordinate or superior officer do not harass Mr. Shailendra Kumar Pandey and other petitioners in any manner whatsoever, else the concerned officers may have to face separate proceedings under the Contempt of Courts Act, 1971.

List the case on 15th February, 2010.

(Shashi Sareen)  
Court Master  
(Out-Today)

(Phoolan Wati Arora)  
Court Master