

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).18379/2013

(From the judgement and order dated 05/03/2013 in WP No.1455/2013 of The HIGH COURT OF DELHI AT N. DELHI)

NORTH DELHI MUNICIPAL CORP.

Petitioner(s)

VERSUS

KRISHAN KUMAR

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment, exemption from filing O.T. and prayer for interim relief)

Date: 26/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR

HON'BLE MR. JUSTICE VIKRAMAJIT SEN

For Petitioner(s) Mr. Ajay Bansal, Adv.

Mr. Praveen Swarup, Adv.

Mr. Pardaman Singh, Adv.

Mr. Gaurav Yadav, Adv.

For Respondent(s) Ms. Anu Gupta, Adv.

Mr. Davesh Singh, Adv.

Ms. Bakti P., Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard.

The short question which the petitioner-Corporation has raised in this petition and which was urged on its behalf is that: the respondent-Krishan Kumar was employed for the first time as a daily-wager in February 1993 and not on 2nd April, 1991 as held by the Central Administrative Tribunal. It was submitted that the claim for regularisation with effect from 2nd April, 1991 is based on an interpolation of the Muster Roll in which in place of one Krishna w/o Mr. Dhare (Pyyare) the name of the respondent was substituted.

Learned counsel appearing for the respondent has drawn our attention to a statement prepared in June 2002 and signed by the Asst. Chief Accountant, Accountant as also the Record Keeper of the Corporation according to which respondent-Krishan Kumar was appointed vide Muster Roll No.58360 and Voucher No.175/SK dated 2nd April, 1991.

In the circumstances we direct the Corporation to file an additional affidavit stating whether any appointment under the above-mentioned Muster Roll and Voucher was made in favour of the respondent and produce the original Muster Roll and the Voucher book concerned for the perusal of the Court. The affidavit shall also state whether anyone by the name Krishna w/o Dhare (Pyyare) was ever employed, if so, under what Muster Roll and voucher and whether Krishna has been regularised, if so, by what order and with effect from what date.

Two weeks' time is granted to do the needful.

| (Mahabir Singh)  
| Court Master

| (Veena Khera)  
| Court Master

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