

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.9673 OF 2010

STATE OF UTTAR PRADESH AND ANOTHER .. Appellant(s)

Versus

PRAHLAD PURI .. Respondent(s)

O R D E R

The Respondent was initially appointed as a Collection Amin and was promoted on ad-hoc basis as Naib Tehsildar in the year 1990. He continued to officiate on the post of Naib Tehsildar till his services were regularised w.e.f. 30<sup>th</sup> September, 2002. The dispute in this case is pertaining to the service rendered by him as Naib Tehsildar from 1990 to be treated as regular service.

By the impugned judgment, the High Court allowed the writ petition filed by the respondent and directed the appellants to give seniority to the respondent by placing him above his juniors in the seniority list of Naib Tehsildar. On the basis of the seniority which has been restored by the High Court, the respondent was also entitled for promotion to the post of Naib Tehsildar.

Aggrieved by the direction issued by the High Court, the State has filed this appeal.

We are informed that the respondent has retired in the year 2005 on attaining the age of superannuation. The benefit given by

the High Court in favour of the respondent counting the period of service rendered by him from 31<sup>st</sup> March, 1990 as Naib Tehsildar which would only entail in enhancement of his pension. As the retirement of the respondent was in the year 2005, we are of the opinion that there is no individual officer who will be affected by the benefit given to the respondent.

In the peculiar facts of this case, we see no reason to interfere with the impugned order.

The Appeal is, accordingly, dismissed.

.....J.  
( L. NAGESWARA RAO )

.....J.  
( M.R. SHAH )

New Delhi,  
Dated: March 28, 2019.

ITEM NO.108

COURT NO.11

SECTION III-A

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

Civil Appeal No(s). 9673/2010

STATE OF U.P. & ANR.

Appellant(s)

VERSUS

PRAHLAD PURI

Respondent(s)

)  
Date : 28-03-2019 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO  
HON'BLE MR. JUSTICE M.R. SHAH

For Appellant(s) Mr. T.N. Singh, Adv.  
Mr. Upendra Mishra, Adv.  
Mr. Tanmaya Agarwal, AOR

For Respondent(s) Ms. S. Janani, AOR

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

The Appeal is dismissed in terms of the Signed Order.

Pending application(s), if any, stand disposed of.

(GEETA AHUJA)  
COURT MASTER (SH)

(KAILASH CHANDER)  
ASSISTANT REGISTRAR

(The Signed Order is placed on the file)