

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.1607 OF 2009

DIRECTOR OF EDUCATION, DELHI . . . APPELLANT(S)

VERSUS

SARLA AGGARWAL & ANR. . . RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Delhi at New Delhi in L.P.A.No.511 of 2002, dated 6.11.2006 whereby and whereunder the appeal filed by the respondent no.1 herein was allowed and the judgment of the learned Single Judge was set aside. Aggrieved by the same, the appellant is before us in this appeal.

2. We have heard learned counsel for the parties to the *lis*.

3. This Court, while issuing notice to the respondents on 16.11.2007, had granted a stay on further proceedings in Contempt Case (C)No.243 of 2007. But the order of stay was vacated on 20.02.2009. Since the interim order of stay was vacated by this Court,

subsequently, the appellants have implemented the orders and directions issued by the High Court.

4. We are informed that, as of now, the respondent no.1, after serving the institution where she was appointed, has retired from service on attaining the age of superannuation.

5. In view of the above, in our opinion, nothing would survive in this appeal for our consideration and decision. Therefore, the Civil Appeal is, accordingly, dismissed. However, the question of law raised is kept open.

6. The amount(s), if any, is/are due to the respondent no.1 shall be paid by the appellant as early as possible, at any rate, within six months from today.

.....CJI.
(H.L. DATTU)

.....J.
(ARUN MISHRA)

NEW DELHI;
APRIL 09, 2015

ITEM NO.104

COURT NO.1

SECTION XIV

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). 1607/2009

DIRECTOR OF EDUCATION, DELHI

Appellant(s)

VERSUS

SARLA AGGARWAL & ANR.
(with office report)

Respondent(s)

Date : 09/04/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN MISHRA

For Appellant(s) Mr.S.W.A.Qadri, Adv.
 Mr.P.K.Dey, Adv.
 Mr.Shailinder Saini, Adv.
 Mr.Zaid Ali, Adv/
 Mr. D. S. Mahra,Adv.

For Respondent(s) Mr.P.D.Gupta, Adv.
 Mr. Tara Chandra Sharma,Adv.
 Mr.Dinesh Kumar Agarwal, Adv.
 Ms.Neelam Sharma, Adv.

Mr.D.K.Rustagi, Adv.
Mr. Rajesh Srivastava,Adv.
Mr.Raghvendra Pratap Singh, Adv.
Mr.Mayank Rustagi, Adv.
Ms.Suresh Kumari, Adv.

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

The Civil Appeal is dismissed, in terms of the signed order.

(G.V.Ramana)
Court Master

(Signed order is placed on the file)

(Vinod Kulvi)
Asstt.Registrar