

f

SLP(C)No. 13578 OF 2001
ITEM No.30

Court No. 5

SECTION XI

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.13578/2001

(From the judgement and order dated 02/05/2001 in SA 617/97
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

R.N. MISRA

Petitioner (s)

VERSUS

U.P. CO-OP. SUGAR FACTORIES FED.LTD.&ANR

Respondent (s)

(With Appln(s). for exemption from filing O.T. & with prayer for
interim relief)

Date : 20/08/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. Rakesh Dwivedi, Sr. Adv.
Mr. B.B. Singh, Adv.

For Respondent (s)

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

.....L.....I.....T.....T.....T.....T.....T.....T.....J.

Learned counsel urged that the view taken by the
Division Bench of the High Court that Regulation 87 of
the U.P. Cooperative Society Employees Services
Regulation, 1975 is not applicable to the Society where
the petitioner has been transferred, is not correct. On
the contrary, the said regulation is applicable to him.
We are not inclined to entertain this argument at this
stage since the matter has been remanded to the single
Judge. However, it is open to the petitioner herein to
raise this argument before the single Judge. The single
Judge shall decide the matter in accordance with law
without being influenced by the observation made by the
Division Bench.

With these observations, the special leave
petition is dismissed.

.SP1

(Neelam Kawatra)
Court Master

(S.Krishnan)
Court Master