

## CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.2396 OF 2007

(arising out of SLP(C)No.8160 of 2007)

YAVATMAL DISTRICT CENTRAL COOPERATIVE BANK LTD. ...

APPELLANT

VERSUS

VINOD &amp; ORS.

... RESPONDENT

O R D E R

Leave granted.

Heard Mr. U.U. Lalit, learned senior counsel for the appellant

and Mr. Satyajit A. Desai, learned counsel appearing for the cavea

tor-respondent.

The order assailed in this appeal is an interim order. Having

regard the facts and circumstances of the case, after hearing le

arned counsel for the appellant and the caveator-respondent we propose to

dispose of this appeal at the admission stage. An application No.2907 of

2007 arising out of Writ Petition No.5081 of 2006 was filed by the

appellant herein. It is stated that in the appellant's Bank now there are

142 vacancies in Class III and Class IV which needs to be urgently filled

up for want of manpower. It is also stated by Mr. Lalit, learned senior

counsel that in view of the emergent situation caused by the suicidal of the

farmers the necessary manpower is absolutely required to cater to the

needs of the farmers. He also contended that the appellant undertook in

the application to allow them to issue appointment orders to the selected

candidates subject to the final decision of the writ

: 2 :

petition. Perhaps, the High Court thought it fit necessary to go into this

question as the matter has already been posted by the High Court

sometime in the second week of June, 2007.

Keeping in view the averment made in the application, we

dispose of this appeal by requesting the High Court to list the writ petition

on 11.06.2007 to hear on merits. If somehow the disposal of the writ

petition on merits is not possible the High Court shall take Application

No.2907 of 2007 filed by the appellant herein and pass necessary

appropriate orders as deem fit and proper in the facts and circumstances

of this case. The caveator-respondent herein shall file counter affidavit to

the application within four weeks from today. Rejoinder-affidavit, if any,

must be filed before 09.06.2007.

With the aforesaid directions, the appeal is disposed of.

.....J.

( H.K. SEMA )

.....J.

( LOKESHWAR SINGH PANTA )

NEW DELHI,

MAY 07, 2007.

ITEM NO.68

COURT NO.5

SECTION IX

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).8160/2007

(From the judgement and order dated 23/04/2007 in CA No. 2907/2007 in WP No. 5081/2006 of  
The HIGH COURT OF BOMBAY AT NAGPUR)

YAVATMAL DIST.CENTRAL CO-OP.BANK LTD.

Petitioner(s)

VERSUS

VINOD & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and prayer for interim relief)

Date: 07/05/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s)

Mr. Uday U. Lalit, Sr.Adv.  
Mr. Manish Pitale, Adv.  
Mr. Mahesh Dhattrak, Adv.  
Mr. Chander Shekhar Ashri, Adv.

For Respondent(s)

Mr. Satyajit A. Desai, Adv.  
Mr. Kailash Narwade, Adv.  
Mr. Rahul Kurekar, Adv.  
Mrs. Anagha S. Desai, Adv.

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

Leave granted.

Heard Mr. U.U. Lalit, learned senior counsel for the appellant  
and Mr. Satyajit A. Desai, learned counsel appearing for the  
caveator-respondent.

The High Court is requested to list the writ petition on  
11.06.2007 to hear on merits. If somehow the disposal of the writ petition  
on merits is not possible the High Court shall take Application No.2907 of  
2007 filed by the appellant herein and pass necessary appropriate orders  
as deem fit and proper in the facts and circumstances of this  
case. The  
caveator-respondent herein shall file counter affidavit to the application  
within four weeks from today. Rejoinder-affidavit, if any, must  
be filed  
before 09.06.2007.

The appeal is disposed of in terms of the signed order.

(PAWAN KUMAR)  
ND SINGH)

(ANA

COURT MASTER

COURT MASTER

(signed order is placed on the file)