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C.A.No. 5304 OF 1997

ITEM No.110

Court No. 8

SECTION XVII

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

Civil Appeal No.5304 of 1997

S. PENCHALIAH Appellant (s)

VERSUS

RAMA MURTHY & ORS. Respondent (s)

Date : 04/09/2003 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N.VARIAVA

HON'BLE MR. JUSTICE H.K.SEMA

For Appellant (s) Mr. Bhagwan Das, Adv.  
Mr. A. Maiarputham, Adv.  
Mrs. Aruna Mathur, Adv. for  
M/s Arputham, Aruna & Co.

For Respondent (s) Mr. S. Udaya Kumar Sagar, Adv.  
Ms. N. Annapoorani, Adv.

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

Heard learned counsel for the appellant for ten minutes.  
The appeal is dismissed in terms of the signed order. There will be no order as to costs.

(K.K. Chawla)  
Court Master

(Radha R.Bhatia)  
Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.5304 OF 1997

S. PENCHALIAH Appellant (s)

VERSUS

RAMA MURTHY & ORS. Respondent (s)

O R D E R

Heard learned counsel for the appellant.

This appeal is only against a portion of the judgment passed in a contempt petition wherein it is directed that a severe reprimand be maintained in the record of the Appellant in respect of his conduct. It must be mentioned that a punishment of fine has been imposed on other respondents.

Earlier the High Court had held that the Appellant was not qualified and could not have been appointed. In spite of such categorical findings, the Appellant was again appointed to act as teacher. The Appellant also accepted the appointment knowing that it is already held that he could not be appointed.

In our view, the High Court has taken a very lenient view in merely stating that a severe reprimand be maintained in his records.

We see no reason to interfere. The appeal is dismissed. There will be no order as to costs.

.....J.  
(S.N. Variava)

.....J.  
(H.K. Sema)  
New Delhi;  
September 4, 2003.