

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 6160 OF 2002

DR.AMBEDKAR TEACHERS ORGA.OF PUNE UNIV.
VERSUS

Appellant (s)

D.G. KANHERE & ORS Respondent(s)

(With prayer for interim relief)

WITH W.P(C) NO. 15 of 2003 (With appln.(s) for directions and impleadment and exemption from filing O.T.)

Date: 24/04/2008 This Appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE H.K. SEMA
HON'BLE MR. JUSTICE MARKANDEY KATJU

For Appellant(s) Mr. A. Mariarputham, Adv.
Ms. Aruna Mathur, Adv.
for M/S Arputham, Aruna & Co., Adv.

Mr. S.K. Nandy ,Adv

For Respondent(s) Mr. Makarand D Adkar, Adv.
Mr. Vijay Kumar, Adv.
Mr. Vishwajit Singh, Adv.

Mr. V.N. Raghupathy, Adv.

Mr. Naresh Kumar, Adv.

UPON hearing counsel the Court made the following
ORDER

There is diverse of opinion. My brother Hon'ble Mr. Justice Markandey Katju was of the view that this appeal has been filed by the Teachers' Organisation of the Pune University in a representative capacity and, therefore, it is not maintainable. My view is otherwise. On the other hand, the legality of Constitution (Eighty-first Amendment) Act, 2000 inserting Clause 4(B) to Article 16 of the Constitution of India has been upheld by the Constitution Bench of this Court in M. Nagaraj & Ors. Vs. Union of India & Ors., (2006) 8 SCC 212.

Let the papers be placed before Hon'ble Chief Justice of India for appropriate directions.

(Ravi P. Verma) (Anand Singh)
Court Master Court Master