

ITEM NO.16 COURT NO.14 SECTION X Revised

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

Writ Petition(s)(Civil) No(s). 1458/2020

UTTAR PRADESH GROUND WATER DEPARTMENT
NON GAZETTED EMPLOYEE ASSOCIATION
(REGD.) & ANR.

Petitioner(s)

VERSUS

THE CHIEF SECRETARY & ORS.

Respondent(s)

IA No. 140922/2024 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 95797/2024 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 143859/2024 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 137845/2024 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 159024/2024 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 212315/2024 - CLARIFICATION/DIRECTION
IA No. 89312/2024 - CLARIFICATION/DIRECTION
IA No. 140119/2024 - CLARIFICATION/DIRECTION
IA No. 87822/2024 - CLARIFICATION/DIRECTION
IA No. 176729/2024 - CLARIFICATION/DIRECTION
IA No. 52704/2024 - CLARIFICATION/DIRECTION
IA No. 89392/2024 - CLARIFICATION/DIRECTION
IA No. 119746/2024 - CLARIFICATION/DIRECTION
IA No. 136416/2024 - CLARIFICATION/DIRECTION
IA No. 176709/2024 - CLARIFICATION/DIRECTION
IA No. 202683/2023 - CLARIFICATION/DIRECTION
IA No. 212933/2024 - CLARIFICATION/DIRECTION
IA No. 50705/2024 - CLARIFICATION/DIRECTION
IA No. 89381/2024 - CLARIFICATION/DIRECTION
IA No. 113295/2024 - CLARIFICATION/DIRECTION
IA No. 136368/2024 - CLARIFICATION/DIRECTION
IA No. 143880/2024 - EXEMPTION FROM FILING O.T.
IA No. 134213/2020 - EXEMPTION FROM FILING O.T.
IA No. 95798/2024 - EXEMPTION FROM FILING O.T.
IA No. 143879/2024 - EXEMPTION FROM FILING O.T.
IA No. 130781/2024 - EXEMPTION FROM FILING O.T.
IA No. 143860/2024 - EXEMPTION FROM FILING O.T.
IA No. 202813/2023 - EXEMPTION FROM FILING O.T.
IA No. 143443/2024 - EXEMPTION FROM FILING O.T.
IA No. 143392/2024 - EXEMPTION FROM FILING O.T.
IA No. 159025/2024 - EXEMPTION FROM FILING O.T.
IA No. 140924/2024 - EXEMPTION FROM FILING O.T.
IA No. 202812/2023 - INTERVENTION APPLICATION
IA No. 50182/2024 - INTERVENTION/IMPLEADMENT
IA No. 89380/2024 - INTERVENTION/IMPLEADMENT

IA No. 113292/2024 - INTERVENTION/IMPLEADMENT
 IA No. 136367/2024 - INTERVENTION/IMPLEADMENT
 IA No. 50013/2024 - INTERVENTION/IMPLEADMENT
 IA No. 131566/2024 - INTERVENTION/IMPLEADMENT
 IA No. 140921/2024 - INTERVENTION/IMPLEADMENT
 IA No. 212313/2024 - INTERVENTION/IMPLEADMENT
 IA No. 16679/2024 - INTERVENTION/IMPLEADMENT
 IA No. 89309/2024 - INTERVENTION/IMPLEADMENT
 IA No. 176730/2024 - INTERVENTION/IMPLEADMENT
 IA No. 16612/2024 - INTERVENTION/IMPLEADMENT
 IA No. 95795/2024 - INTERVENTION/IMPLEADMENT
 IA No. 130780/2024 - INTERVENTION/IMPLEADMENT
 IA No. 140117/2024 - INTERVENTION/IMPLEADMENT
 IA No. 87821/2024 - INTERVENTION/IMPLEADMENT
 IA No. 93451/2024 - INTERVENTION/IMPLEADMENT
 IA No. 126428/2024 - INTERVENTION/IMPLEADMENT
 IA No. 143858/2024 - INTERVENTION/IMPLEADMENT
 IA No. 176710/2024 - INTERVENTION/IMPLEADMENT
 IA No. 52703/2024 - INTERVENTION/IMPLEADMENT
 IA No. 89391/2024 - INTERVENTION/IMPLEADMENT
 IA No. 119745/2024 - INTERVENTION/IMPLEADMENT
 IA No. 136415/2024 - INTERVENTION/IMPLEADMENT
 IA No. 212932/2024 - INTERVENTION/IMPLEADMENT
 IA No. 134214/2020 - STAY APPLICATION
 IA No. 90562/2021 - STAY APPLICATION

WITH

SLP(C) No. 22530/2018 (XI)

CONMT.PET.(C) No. 2115/2018 in C.A. No. 2896/2018 (III-A)

Diary No(s). 1747/2020 (XI)

FOR ADMISSION and I.R. and IA No.26204/2020-CONDONATION OF DELAY IN FILING and IA No.26205/2020-EXEMPTION FROM FILING O.T.

CONMT.PET.(C) No. 306/2020 in C.A. No. 6804/2019 (III-A)

IA No. 103547/2022 - APPLICATION FOR PERMISSION
 IA No. 48356/2024 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 12985/2020 - EXEMPTION FROM FILING O.T.
 IA No. 103548/2022 - EXEMPTION FROM FILING O.T.
 IA No. 48351/2024 - INTERVENTION/IMPLEADMENT

CONMT.PET.(C) No. 332/2020 in SLP(C) No. 19326/2017 (XI)

IA No. 12990/2020 - EXEMPTION FROM FILING O.T.

CONMT.PET.(C) No. 314-318/2020 in C.A. No. 6938-6942/2019 (III-A)

IA No. 52526/2021 - EXEMPTION FROM FILING O.T.
 IA No. 17742/2020 - EXEMPTION FROM FILING O.T.
 IA No. 19709/2024 - EXEMPTION FROM FILING O.T.
 IA No. 19263/2024 - EXEMPTION FROM FILING O.T.
 IA No. 52530/2021 - EXEMPTION FROM FILING O.T.

CONMT.PET.(C) No. 309-313/2020 in C.A. No. 6799-6803/2019 (III-A)
 IA No. 52534/2021 - EXEMPTION FROM FILING O.T.
 IA No. 17758/2020 - EXEMPTION FROM FILING O.T.
 IA No. 19657/2024 - EXEMPTION FROM FILING O.T.
 IA No. 19286/2024 - EXEMPTION FROM FILING O.T.
 IA No. 52538/2021 - EXEMPTION FROM FILING O.T.

CONMT.PET.(C) No. 319/2020 in C.A. No. 6805/2019 (III-A)
 IA No. 18881/2020 - EXEMPTION FROM FILING O.T.

SLP(C) No. 6206/2020 (XI)
 IA No. 43902/2020 - EXEMPTION FROM FILING O.T.

W.P.(C) No. 74/2021 (X)
 IA No. 7531/2021 - EXEMPTION FROM FILING O.T.
 IA No. 31291/2021 - INTERVENTION/IMPLEADMENT
 IA No. 10673/2021 - PERMISSION TO FILE ADDITIONAL
 DOCUMENTS/FACTS/ANNEXURES
 IA No. 7530/2021 - STAY APPLICATION

W.P.(C) No. 333/2021 (X)
 FOR ADMISSION and I.R. and IA No.39119/2021-STAY APPLICATION
 IA No. 88794/2021 - INTERVENTION/IMPLEADMENT
 IA No. 39119/2021 - STAY APPLICATION

W.P.(C) No. 332/2021 (X)
 IA No. 165768/2022 - CONDONATION OF DELAY IN FILING
 IA No. 39054/2021 - EX-PARTE STAY
 IA No. 39052/2021 - EXEMPTION FROM FILING O.T.

CONMT.PET.(C) No. 429-431/2021 in C.A. No. 7029-7031/2019 (III-A)
 IA No. 145050/2021 - EXEMPTION FROM FILING AFFIDAVIT
 IA No. 54613/2021 - EXEMPTION FROM FILING O.T.
 IA No. 19718/2024 - EXEMPTION FROM FILING O.T.
 IA No. 145052/2021 - EXEMPTION FROM FILING O.T.

SLP(C) No. 13043/2021 (XI)
 IA No. 104905/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT
 IA No. 104907/2021 - EXEMPTION FROM FILING O.T.

SLP(C) No. 5736/2022 (XI)
 IA No. 111544/2022 - EXEMPTION FROM FILING O.T.
 IA No. 48026/2022 - EXEMPTION FROM FILING O.T.

SLP(C) No. 17982/2021 (XI)
 IA No. 142332/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT
 IA No. 142331/2021 - EXEMPTION FROM FILING O.T.

SLP(C) No. 6091/2022 (XI)
IA No. 128020/2022 - APPLICATION FOR TAKING ON RECORD
IA No. 49973/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT
IA No. 49972/2022 - EXEMPTION FROM FILING O.T.
IA No. 88055/2022 - EXEMPTION FROM FILING O.T.

SLP(C) No. 4385/2022 (XI)
IA No.35922/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
and IA No.35920/2022-EXEMPTION FROM FILING O.T.

SLP(C) No. 5859/2022 (XI)
IA No. 48579/2022 - EXEMPTION FROM FILING O.T.

SLP(C) No. 27724/2023 (XI)
IA NO. 17868/2023-EXEMPTION FROM FILING O.T. IA NO. 255011/2024-
APPROPRIATE ORDERS/DIRECTIONS

SLP(C) No. 5393/2023 (XI)
IA No. 42946/2023 - EXEMPTION FROM FILING O.T.

W.P.(C) No. 474/2023 (X)
FOR ADMISSION and IA No.79675/2023-EXEMPTION FROM FILING O.T. and
IA No.79672/2023-APPROPRIATE ORDERS/DIRECTIONS
IA No. 79672/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 79675/2023 - EXEMPTION FROM FILING O.T.

SLP(C) No. 14509-14510/2023 (XI)

SLP(C) No. 20435-20438/2023 (XI)
FOR ADMISSION

SLP(C) No. 21165/2023 (XI)
FOR ADMISSION and IA No.193654/2023-EXEMPTION FROM FILING O.T.

SLP(C) No. 4686/2024 (XI)

W.P.(C) No. 459/2024 (X)

W.P.(C) No. 432/2024 (X)

W.P.(C) No. 440/2024 (X)

SLP(C) No. 18332/2024 (XI)

W.P.(C) No. 156/2025 (X)
IA No. 44936/2025 - EXEMPTION FROM FILING O.T.

W.P.(C) No. 193/2025 (X)
FOR ADMISSION

Date : 24-04-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPANKAR DATTA
HON'BLE MR. JUSTICE MANMOHAN

For Petitioner(s) :Mr. Pallav Shishodia, Sr. Adv.
Mr. Pankaj Sharma, Adv.
Mr. Yatinder Chaudhary, Adv.
Mr. Saurabh Singh Chauhan, Adv.
Mr. Kartik J. Arora, Adv.
Ms. Shilpa Liza George, AOR

Mr. Gaurav Aggarwal, Sr. Adv.
Mr. T. Mahipal, AOR
Mr. Daleep Dhyani, Adv.

Mr. S.R. Singh, Sr. Adv.
Mr. Ankur Prakash, AOR

Mr. U.K Uniyal, Sr. Adv.
Mr. D.K. Garg, Adv.
Mr. Abhishek Garg, Adv.
Mr. Dhananjay Garg, AOR
Mr. R.P. Bansal, Adv.
Mr. Chanakya Gupta, Adv.

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Mr. Divyanshu Sahay, Adv.
Mr. Tanmaya Agarwal, AOR
Mr. Wrick Chatterjee, Adv.
Mrs. Aditi Agarwal, Adv.

Mr. Sanjay Mani Tripathi, Adv.
Mr. Kamal Kant Tripathi, Adv.
Ms. Nirmal Tiwari, Adv.
Mr. Suraj Kumar Singh, Adv.
Mr. Ram Kisan, Adv.
Mr. Rameshwar Prasad Goyal, AOR

Mr. Manoj K. Mishra, AOR
Mr. Umesh Dubey, Adv.
Mr. Bheem Pratap Singh, Adv.
Ms. Vuzmal Nehru, Adv.
Mr. Anand Kumar Rai, Adv.
Ms. Baby Devi Bonia, Adv.

Mr. Devvrat, Adv.
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Mr. Adarsh Upadhyay, AOR
 Mr. Divyanshu Sahay, Adv.
 Ms. Pallavi Kumari, Adv.
 Mr. Shashank Pachauri, Adv.

Mr. Ansar Ahmad Chaudhary, AOR
 Mr. Md. Anas Chaudhary, Adv.
 Mr. Mohd. Sharyab Ali, Adv.
 Ms. Shehla Chaudhary, Adv.
 Ms. Alia Bano Zaidi, Adv.

Mr. Ajit Pandey, Adv.
 Mr. Danish Zubair Khan, AOR
 Dr. Lokendra Malik, Adv.

Mrs. Rachna Gupta, AOR
 Mr. Anil Kumar Sinha, Adv.

Mr. Brij Kant Mishra, Adv.
 Mr. amit Kr. Chawla, adv.
 Mr. Hitesh Kr. Sharma, Adv.
 Mr. Sanjiv Kr. Jain, Adv.
 Mr. Varun Varma, Adv
 Mr. Zawed Raza, Adv.
 Ms. Manju Jetley, AOR

Mr. Y S Lohit, Adv.
 Mr. Ankit Chaudhary, Adv.
 Mr. Amol Chitravanshi, AOR

Mr. Manohar Pratap, AOR
 Ms. Bhavana Bisht, Adv.
 Mr. Navneet Singh, Adv.

Dr. Mrs. Vipin Gupta, AOR
 Mr. Kamendra Mishra, AOR
 Mr. Anantha Narayana M.G., AOR
 Mr. Mukesh Kumar Sharma, AOR

For Respondent(s) : Mr. R. Venkataramani, Attorney General for India
 Ms. Purnima Singh, Adv.
 Ms. Aishwarya Bhati, A.S.G.
 Mr. Rana Mukherjee, Sr. Adv.
 Ms. Ameyavikrama Thanvi, Adv.
 Mr. Rajeev Kumar Dubey, Adv.

Ms. Poornima Singh, Adv.

Mr. Vijay Hansaria, Sr. Adv.

Mr. Ankit Pandey, Adv.

Mr. Vinayak Tyagi, Adv.

Mr. Prateek Khandelwal, Adv.

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Mr. Vikash Kumar, Adv.
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Mr. Brahmsingh, Adv.
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Mr. D. P. Singh Yadav, Adv.
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Mr. Shiv Sagar Tiwari, AOR

Mr. Nitin Singh, AOR
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Mr. Shailendra Kumar Mishra, Adv.
Mr. Anil K. Chopra, AOR
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Mr. Devadatt Kamat,, Sr. Adv.
Mr. Krishnam Mishra, AOR
Mr. Param Kumar Mishra, Adv.
Mr. Ajay Desai, Adv.
Mr. Jagjeet Kumar Bhatt, Adv.

Mr. Sanjay Jain, AOR
Mr. Ambar Jain, Adv.
Mr. Divyan Shrivastava, Adv.

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

1. SLP (C) Nos.14509-14510/2023 (Item 16.23) is de-tagged accepting the prayer of Mr. Gopal Sankar Narayan, learned senior counsel. His statement that the issues involved in the special leave petitions are different from the issues raised in the writ petitions under Article 32 of the Constitution, which are presently under consideration, is recorded.
2. We have been hearing Mr. Pallav Shishodia, learned senior counsel instructed by Ms. Shilpa Liza George, Advocate-on-Record, in support of the lead writ petition. We have also heard Mr. Vijay Hansaria, learned senior counsel instructed by his Advocate-on-Record, support what Mr. Shishodia has been

arguing although Mr. Hansaria is yet to open his arguments.

3. In course of hearing, both Mr. Shishodia and Mr. Hansaria together with Mr. Mukesh K. Giri, Mr. Mukesh Kumar Sharma, Mr. Vinya Nagpal, Mr. D.P. Singh, Mr. Kailash P. Pandey, Mr. Girish Chand Tyagi, Mr. Ajit Pandey, Mr. Krishnam Mishra, Mr. Manoj K. Mishra, Mr. Y.S. Lohit, Mr. Devvrat, Mr. D.K Garg, Mr. Sanjay Jain and Mr. Ansar Ahmad Chaudhary, learned counsel stated in union that in this batch of writ petitions, declaration as to invalidity of the legislation under challenge, i.e., the Uttar Pradesh Qualifying Service for Pension and Validation Act, 2021¹, has been prayed by retired employees of the State of Uttar Pradesh who were regularized in service following prolonged periods of engagement in work charged establishments or upon rendering part-time/temporary service and that they claim entitlement to pensionary benefits upon counting of the services rendered by each of them prior to regularization, be it as a work charged employee or part-time employee or temporary employee, as the case may be, (i) in terms of the decision in **Prem Singh v. State of Uttar Pradesh**² and (ii) resting on the claim that the base of such judgment has not been removed by the Act of 2021.

4. The aforesaid statement is accepted.

5. Re-list this writ petition alongwith other connected matters on 1st May, 2025, fairly high on board as part-heard, when Mr. Shishodia will resume arguments.

(INDU MARWAH)
AR-CUM-PS

(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)

¹ Act of 2021

² (2019) 10 SCC 516