

ITEM NO.5

COURT NO.12

SECTION IX

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

Petition(s) for Special Leave to Appeal (Civil) No(s).8597/2007
(From the judgement and order dated 30/04/2007 in WP No.7683/2006
of The HIGH COURT OF BOMBAY)

COUNCIL OF ARCHITECTURE

Petitioner(s)

VERSUS

BHAUSAHEB GOVINDRAO JADHAV & ORS. Respondent(s)
(With appln(s) for permission to place addl. documents on
record,vacating interim order and prayer for interim relief)
(FOR FINAL DISPOSAL)

WITH SLP(C) NO. 8902 of 2007
(With appln(s) for permission to place addl. documents on
record,vacating interim order and prayer for interim relief and
office report)
(FOR FINAL DISPOSAL)

Date: 29/03/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Petitioner(s) Mr. PS Narasimha,Sr.Adv.
In SLP (C) 8597/07 Mr. Naveen R. Nath,Adv.
Mr. Darpan K.M., Adv.
Ms. Amrita Sharma,Adv.

In SLP (C) 8902/07 Mr. Raju Ramchandran,Sr.Adv.
Mr. Sanjay Sharawat ,Adv

Respondent(s) Mr. Naresh Kumar,Adv.

FOR U.O.I. Mr. PP Malhotra,ASG
Ms. Sadhna Sandhu,Adv.
Mr. Chetan Chawla,Adv.
Mr. DS Mahra,Adv.
Mr. Vikas Bansal,Adv.

Ms. Sushma Suri ,Adv.

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

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Mr. PP Malhotra, learned Additional Solicitor General

submits that the Government have decided to appoint

Ms. C.R.

Valsala Hariharan, Deputy Secretary to Government of India in

the Ministry of Human Resource Development, Department of
Higher Education, New Delhi as 'Returning Officer' for the

purpose of conducting election for five vacancies under clause

(c) of sub-section (3) of Section 3 of the Architects Act,

1972. He submits that a formal Notification of her appointment and publication of a calendar of events for the proposed election has been drawn up by the Government of India a copy whereof was shown to us, during the course of hearing, but issue of the Notification would require vacation of the interim order passed by this Court on 16th May, 2007. Mr. Malhotra, argued that by the said Order operation of interim order dated 30th April, 2007 passed by the High Court of Bombay in Writ Petition No. 7683 of 2006 granting interim relief to the writ petitioners in terms of prayer [c] has been stayed.

Learned counsel appearing for respondent no. 1 has drawn our attention to the additional affidavit filed on behalf of the said respondent and in particular paras 16.9 to 16.12 of the charge-sheet filed by the CBI against the petitioner in Special Leave Petition (Civil) No. 8902 of 2007.

He submits

that the CBI has upon a detailed investigation found that the said petitioner had as a one member expert committee of CoA (Council of Architecture) conducted verification of his wife's institute, named, Vidya Vardhan IDEA supposedly at Verna, Goa, on 16.06.2005 and found that the verification was based on totally false and fictitious statements incorporated in the said report regarding the infrastructure available in the said institute.

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Mr. Raju Ramchandran, learned senior counsel for the petitioner in Special Leave Petition (Civil) No. 8902 of 2007 seeks a short adjournment to take instructions and to make his submissions.

At the joint request of learned counsel for the parties, we direct that Special Leave Petition (Civil) Nos. 11910-11911 of 2009 may also be listed along with these petitions, after obtaining orders, if necessary, from the competent authority.

Post on 03.04.2012.

Court Master

Court Master