

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

RECORD OF PROCEEDINGS

CIVIL APPEAL NOS.5125-5126 OF 2004

SOUTH INDIAN EDUCATION SOCIETY

Appellant (s)

VERSUS

NIRMAL NARAYANA P. & ORS.

Respondent(s)

(With appln(s) for directions and office report)

With Civil Appeal No.7234 of 2004

(With office report)

Date: 24/01/2007 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Appellant(s)

Dr. Rajeev Dhawan, Sr. Adv.

Mr. S.U.K. Sagar, Adv.

Ms. Bina Madhavan, Adv.

Mr. Vivekanand, Adv.

Mr. Hari Kumar G., Adv.

for M/s. Lawyer'S Knit & Co, Advs.

For Respondent(s) Mr. Colin Gonsalves, Sr. Adv.

Mr. Mukesh Kumar, Adv.

Mr. Chirag M. Shroff, Adv.

In-Person (N/P)

Mr. Santosh Paul, Adv.

Mr. Abhishek K. Rao, Adv.

Ms. Kaveri Mohan, Adv.

Mr. M.J. Paul, Adv.

Mr. S. Nanda Kumar, Adv.

Mr. S. Sathish Kumar, Adv.

Mr. K. Mayil Swamy, Adv.

Mr. G. Ananda Selvam, Adv.

Mr. V.N. Raghupathy, Adv.

Mr. Ravindra Keshavrao Adsure, Adv.

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Mr. Colin Gonsalves, Sr. Adv.

Ms. Puja Sharma, Adv.

Mr. Vipin M. Benjamin, Adv.

Ms. Jyoti Mendiratta, Adv.

UPON hearing counsel the Court made the following

O R D E R

Civil Appeal Nos.5125-5126 of 2004:

The civil appeals are dismissed.

No costs.

Civil Appeal No.7234 of 2004:

The civil appeal is allowed.

No costs.

[T.I. Rajput]

[Om Prakash]

A.R.-cum-P.S.

Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.5125-5126 OF 2004

South Indian Education Society

...Appellant

(s)

Versus

Nirmal Narayana P. & Ors.

...Respondent

(s)

W I T H

Civil Appeal No.7234 of 2004

O R D E R

Civil Appeal Nos.5125-5126 of 2004:

Heard the learned counsel for the parties.

In the facts and circumstances of the present case, we are not inclined to interfere with the impugned order.

The civil appeals are, accordingly, dismissed.

No costs.

Civil Appeal No.7234 of 2004:

Heard the learned counsel for the parties.

The appellants challenged the show cause notices dated

29th September, 2003, issued by the Directorate of Technical Education, Maharashtra, and dated 23rd January, 2004, issued

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by the Director, Board of College and University Development,

University of Mumbai, by filing writ application before the High

Court, which has been dismissed by the impugned order giving

liberty to the appellants to show cause before the concerned

authority. In view of the order passed by us today in Civil

Appeal Nos.5125-5126 of 2004, we are of the view that the

impugned notices cannot be allowed to continue and the

consequent proceedings are hereby quashed. The impugned

order passed by the High Court is also set aside. Accordingly,
the civil appeal is allowed.

No costs.

.....J.

[B.N. AGRAWAL]

.....J.

[P.P. NAOLEKAR]

New Delhi,

January 24, 2007.