

ITEM NO.101  
[PART-HEARD]

COURT NO.5

SECTION XI

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

Civil Appeal No. 3361/2015

VEERENDRA KR.GAUTAM AND ORS

Appellant(s)

VERSUS

KARUNA NIDHAN UPADHYAY AND ORS

Respondent(s)

(With application for vacating stay, intervention, impleadment and vacating stay)

WITH

C.A. No. 3363/2015

[DR. SEEMA JAIN V. DR. KARUNA NIDHANUPADHYAY & ORS.]

(With prayer for interim relief and Office Report)

C.A. No. 3364/2015

[DR. MAYA SHNKAR SINGH AND ORS. V. STATE OF U.P. AND ORS.]

(With Interim Relief and Office Report)

C.A. No. 3365/2015

[RAMESH CHADNRA PATHAK V. KARUNA NIDHAN UPADHYAY & ORS.]

(With prayer for interim relief and Office Report)

C.A. No. 3366/2015

[UDAYA MISHRA & ANR. V. STATE OF U.P. & ORS.]

(With prayer for interim relief and Office Report)

C.A. No. 3367/2015

[U.P. HIGHER EDUCATION SERVICE COMMISSION V. NOOPUR SHARAN & ORS.]

(With prayer for interim relief and Office Report)

C.A. No. 3368/2015

[U.P. HIGHER EDUCATION SERVICE COMMISSION V. KARUNA NIDHAN UPADHYAY & ORS.]

(With prayer for interim relief and Office Report)

C.A. No. 3369/2015

[DR. VIPIN KUMAR AGARWAL AND ORS. V. DR. KARUNA NIDHAN UPADHYAYA AND ORS.]

(With prayer for interim relief and Office Report)

C.A. No. 3370/2015

[BHARAT SINGH & ORS. V. STATE OF U.P. & ORS. ]

(With application for directions and prayer for interim relief and Office Report)

C.A. No. 3371/2015  
[HARBANSH & ORS. V. KARUNA NIDHAN UPADHYAY & ORS.]  
(With prayer for interim relief and Office Report)

C.A. No. 3372/2015  
[REKHA SHARMA & ANR. V. STATE OF U.P. & ORS.]  
(With prayer for interim relief and Office Report)

C.A. No. 3373/2015  
[SHASHI MISHRA V. STATE OF U.P. & Ors.]  
(With prayer for interim relief and Office Report)

C.A. No. 3374/2015  
[AJAB SINGH YADAV & ANR. V. KARUNA NIDHAN UPADHYAY & ORS.]  
(With prayer for interim relief and Office Report)

C.A. No. 3375/2015  
[P. BAHADUR V. DIRECTOR OF EDUCATION (HIGHER EDUCATION) & ORS.]  
(With prayer for interim relief and Office Report)

C.A. No. 3376/2015  
[PRADEEP KUMAR SAXENA AND ROS. V. STATE OF U.P. AND ORS.]  
(With prayer for interim relief and Office Report)

C.A. No. 3377/2015  
[RAMA SHANKAR RAI V. COMMITTEE OF MANAGEMENT, FEROZE GANDHI COLLEGE  
& ORS.]  
(With prayer for interim relief and Office Report)

C.A. No. 3379/2015  
[SHYAM KARTIK MISHRA & ORS. V. STATE OF U.P. & ORS.]  
(With prayer for interim relief and Office Report)

C.A. No. 3378/2015  
[RAMA SHANKAR RAI V. STATE OF U.P. AND ORS.]  
(With Office Report)

Date : 31/03/2016 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA  
HON'BLE MR. JUSTICE S.A. BOBDE

For Appellant(s)  
in CA 3361, 3369,  
3374

Mr. Ankur Yadav, Adv.  
Mr. Mohd. Muztafa, Adv.  
Mr. K.L. Janjani, Adv.  
Mr. S. Hariharan, Adv.  
Mr. Shravan Kumar Tammanur, Adv.  
Mr. Kumar Dushyant Singh, Adv.

Mr. Pankaj Kumar Singh, Adv.  
Mr. Raj Singh Rana, A.O.R.  
Mr. Manindra Dubey, Adv.

in CA 3363 Mr. Vijay Kumar, Adv.  
Ms. Kamakshi S. Mehlwal, A.O.R.

in CA 3364, 3372 Mr. Manoj K. Mishra, A.O.R.  
Mr. Sandeep Kumar Dwivedi, Adv.  
Mr. Umesh Dubey, Adv.  
Mr. Pradeep Kumar Dwivedi, Adv.

in CA 3365, 3379 Mr. Sanjay Mani Tripathi, Adv.  
Mr. Kamal Kant Tripathi, Adv.  
Ms. Anu Gupta, A.O.R.

in CA 3366 Mr. Amarendra Sharan, Sr. Adv.  
Mr. Amit Anand Tiwari, A.O.R.  
Mr. Abhinav Raghuvanshi, Adv.

in CA 3367, 3368 Mr. S.D. Singh, Adv.  
Ms. Bharti Tyagi, A.O.R.  
Ms. Surbhi Shukla, Adv.  
Ms. Shweta Sinha, Adv.  
Mr. Rahul Kumar Singh, Adv.  
Ms. Jitender Singh, Adv.

in CA 3370 Mr. Ranbir Singh Yadav, A.O.R.  
Mr. S. Hariharan, Adv.  
Mr. Puran Mal Saini, Adv.  
Ms. Anzu K.Varkey, Adv.

in CA 3371 Mr. Sumit Kumar, A.O.R.  
Ms. Kumari Supriya, Adv.  
Mr. Anil Kumar, Adv.

in CA 3373 Mr. Shantanu Krishna, Adv.  
Mr. Garvesh Kabra, A.O.R.  
Mr. Siddharth Sengar, Adv.

in CA 3375 Mr. Sanjay Kumar Visen, A.O.R.

in CA 3376 Mr. Yatendra Kumar, Adv.  
Mr. Prashant Kumar, Adv.  
Ms. V. D. Khanna, A.O.R.

in CA 3377, 3378 Mr. S.R. Singh, Sr. Adv.  
Mr. Avnish Singh, Adv.  
Mr. Mohd. Muztafa, Adv.  
Ms. Asha Gopalan Nair, A.O.R.

**For Respondent(s)**

**For State of U.P.** Ms. Sakshi Kakkar, Adv.  
Mr. C.D. Singh, A.O.R.  
Ms. Sylona Mohapatra, Adv.  
  
Mr. M. R. Shamshad, A.O.R.

**For other respondents**

Mr. Jitendra Mohan Sharma, Sr. Adv.  
Mr. Ashok Kumar Sharma, A.O.R.  
Mr. Vikalp Mudgal, Adv.

Mr. Chandra Udai Singh, Sr. Adv.  
Ms. Pooja Dhar, Adv.  
Mr. Alok Mishra, Adv.  
Mr. Gaurav Agrawal, A.O.R.

Mr. Sanjay Kumar Visen, A.O.R.

Mr. Shibashish Misra, A.O.R.

Mr. Arunabh Chowdhury, Adv.  
Mr. Karma Dorjee, Adv.  
Mr. Anupam Lal Das, A.O.R.

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

Mr. Amarendra Sharan, learned senior counsel for the appellants in Civil Appeal No.3366 of 2015 addressed the Court from 1045a.m. and concluded at 3:10p.m. Thereafter Mr. Sanjay Mani Tripathi, learned counsel for appellant in Civil Appeal No. 3365 of 2015 addressed the Court for 15 minutes. Later on Mr. S.R. Singh, learned senior counsel for the appellant in Civil Appeal No. 3378 of 2015 addressed the Court and concluded his submission.

Mr. Yatinder Sharma, learned counsel for the

appellants in Civil Appeal No. 3376 of 2015, Mr. Manoj Kumar Mishra for appellants in Civil Appeal Nos.3364 and 3372 of 2015, Mr. Sumit Kumar, learned counsel for the appellants in Civil Appeal No. 3371 of 2015 and Mr. Ranbir Singh Yadav, learned counsel for the appellants in Civil Appeal No.3370 of 2015 adopted the submissions made by Mr. Amarendra Sharan, learned senior counsel for the appellants in Civil Appeal No.3366 of 2015.

The matters still remaining inconclusive post for further hearing on 6<sup>th</sup> April, 2016 on top of the Board.

[KALYANI GUPTA]  
COURT MASTER

[NARENDRA PRASAD]  
COURT MASTER

[SHARDA KAPOOR]  
COURT MASTER