

ITEM NO.51

COURT NO.11

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

Petition(s) for Special Leave to Appeal (Civil) No(s).15153/2009

(From the judgement and order dated 04/03/2009 in WP No. 2286/2009  
of The HIGH COURT OF ALLAHABAD, LUCKNOW BENCH AT LUCKNOW)

STATE OF U.P.

Petitioner(s)

VERSUS

DEV EDUCATION COLLEGE &amp; ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 31/01/2011      This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI  
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s)            Mr. Mukul Singh, Adv.  
   Mr. Shrish Kumar Misra, Adv.

For Respondent(s)            Mr. Sunil Kumar Jain, Adv.  
   Ms. Jaya Tomar, Adv.  
   Mr. A.K. Soni, Adv.  
   [for respondent no.1]

   Mr. Ameet Singh, Adv.  
   Ms. Pareena Swarup, Adv.  
   Mr. Prashant Chaudhary ,Adv  
   [for respondent nos.2,3 and 4]

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

This petition is directed against order dated  
4.3.2009 passed by the Division Bench of the Allahabad  
High Court, Lucknow Bench.

Notice in the special leave petition was  
issued on 22.7.2009 and operation of the order of the  
High Court was stayed.

At the hearing, learned counsel for

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respondent no.1 submitted that the special leave  
petition should be declared as infructuous because the  
students who were admitted by respondent no.1 pursuant  
to the interim order passed by the High Court were  
allowed to take examination and their results have also  
been declared.

In the context of the submission made by the  
learned counsel for respondent no.1, we inquired from  
the counsel representing Dr. B.R. Ambedkar University,  
Agra (for short, "the University") as to when the  
results of the students admitted pursuant to the  
interim order of the High Court were declared. In  
reply, the learned counsel gave out that the results  
were declared some time in October, 2010.

Let Registrar of the University file an

affidavit within seven days whether the results of the students, who were admitted pursuant to the interim order passed by the High Court, were declared and if so in what circumstances this step was taken despite the interim order passed by this Court on 22.7.2009.

List on 11.2.2011.

(A.D. Sharma)  
Court Master

(Phoolan Wati Arora)  
Court Master