

3/4.RP(C) 3098/2015

1

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
REVIEW PETITION (CIVIL) NO.3098 OF 2015
IN
CIVIL APPEAL NO.6312 OF 2014
State of Jharkhand and Another Petitioner(s)
Versus
Budhdeo Oraon and Others Respondent(s)
W I T H
REVIEW PETITION (CIVIL) NO.1855 OF 2014
IN
CIVIL APPEAL NO.6312 OF 2014
AND

I.A. NO.5 IN CIVIL APPEAL NO.6311 OF 2014
O R D E R

R.P.(C) Nos.3098 of 2015 and 1855 of 2014

Heard Mr. Ranjit Kumar, learned Solicitor General
for the petitioner and Mr. Kapil Sibal, learned senior
counsel for the respondents.

Delay condoned.

The present review petitions have been filed for
correction of the following direction:-

â- S In pursuance of the aforesaid order certain
employees had been employed and are working
presently. The Division Bench of the High Court
wherein direction has been given for CBI

RP(C) 3098/2015

2

investigation is monitoring the same. The High
Court may do the needful in the matter as per law
and we are inclined to set aside the direction
pertaining to investigation by the CBI. Regard
being had to the interim order passed we are
inclined to direct that the direction passed by
the Division Bench to the effect that the
candidates selected in 2 nd

Combined Civil Services

Examination held pursuant to Advertisement No.07
of 2005 would not be allowed to work and draw
their salary till further orders of this Court is
set aside. However, we may hasten to add that
the persons who are working presently shall
continue till the High Court finally decides the
lis. Needless to emphasise, while deciding the
controversy the High Court shall be guided by the
decisions of this Court and the concept of
service jurisprudence.â- \235

Having heard learned counsel for the parties, we
direct that the said paragraph should be read as follows:-

â- S In pursuance of the aforesaid order certain
employees had been employed and are working
presently. The Division Bench of the High Court
wherein direction has been given for CBI
investigation is monitoring the same. The High
Court may do needful in the matter as per law and
we are only inclined to set aside the direction
pertaining to monitoring of investigation by the
High Court. Regard being had to the interim order
passed we are inclined to direct that the
direction passed by the Division Bench to the
effect that the candidates selected in 2 nd
Combined Civil Services Examination held pursuant
to Advertisement No.07 of 2005 would not be
allowed to work and draw their salary till
further orders of the High Court is set aside.
However, we may hasten to add that the persons

who are working presently shall continue till the High Court finally decides the lis . Needless to

RP(C) 3098/2015

3

emphasise, while deciding the controversy the High Court shall be guided by the decisions of this Court and the concept of service jurisprudence. â- \235

The review petitions are, accordingly, disposed of.

I.A. No.5 in Civil Appeal No.6311 of 2014

The interlocutory application stands disposed of in terms of the order passed in the aforesaid review petitions.

.....J.

[Dipak Misra]

.....J.

[D.Y. Chandrachud]

New Delhi

January 27, 2017.

RP(C) 3098/2015

4

ITEM NO.50

COURT NO.2

SECTION XVII

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

RECORD OF PROCEEDINGS

R.P.(C) No.3098/2015 In C.A. No.6312/2014

STATE OF JHARKHAND & ANR.

Petitioner(s)

VERSUS

BUDHDEO ORAON & ORS.

Respondent(s)

(With appln. (s) for c/delay in filing review petition and exemption from filing c/c of the impugned judgment and exemption from filing O.T. of Annexures and permission to bring additional documents)

WITH R.P.(C) No.1855/2014 In C.A. No.6312/2014

I.A. No.5 in C.A. No.6311/2014

(With appln.(s) for clarification of Court's order 11.07.2014 and office report)

Date : 27/01/2017 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner(s) Mr. Ranjit Kumar, SG

Mr. Ajit Kumar Sinha, Sr. Adv.

Mr. Tapeshe Kumar Singh, AOR

Mohd. Waquas, Adv.

Mr. Aditya Pratap Singh, Adv.

Mr. Amarendra Sharan, Sr. Adv.

Mr. Amit Kumar, Adv.

Mr. Shaurya Sahay, Adv.

Mr. Avijit Mani Tripathi, Adv.

Mr. Prithvi Pal, Adv.

Ms. Rekha Bakshi, Adv.

Mr. Abhishek, Adv.

Mr. Amit Kumar, AOR

Mr. Nirmal Kr. Ambastha, Adv.

Mr. Nirnimesh Dube, AOR

RP(C) 3098/2015

5

For Respondent(s) Mr. Himanshu Shekhar, AOR

Mr. Jammesh Kumar, Adv.

Mr. Kapil Sibbal, Sr. Adv.

Mr. Shantanu Kumar, AOR

Mr. Pankaj Kuamr, Adv.

Mr. N.K. Kaul, ASG

Ms. Binu Tamta, Adv.

Mr. Sanyat Lodha, Adv.

Mr. Kapil Rustagi, Adv.
Hansa Kaul, Adv.
Mr. R.S. Gena, Adv.
Mr. G.S. Makker, Adv.
 Mr. Mukesh Kumar Maroria, AOR
Mr. Ajit Kr. Sinha, Sr. Adv.
Mr. Krishnanand Pandey, Adv.
Mr. S.N. Jha, Sr. Adv.
Dr. M.V. Chandra, Adv.
Mr. Prem Prakash, Adv.

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

Delay condoned.

The review petitions and the interlocutory
application are disposed of in terms of the signed order.
(Chetan Kumar)

Court Master (H.S. Parasher)

Court Master

(Signed order is placed on the file)