

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No(s). 6688 OF 2009

U.P.S.C.

Appellant(s)

VERSUS

E.P.ANAND

Respondent(s)

O R D E R

Learned counsel for the appellant has obtained instructions. He submits that even though there was no interim stay granted by this court, leave having been granted, no contempt proceedings apparently being initiated, the matter remained as it is. A further development is that the respondent ultimately obtained a certificate as an OBC and on that basis applied again and was issued an appointment order dated 29.01.2008 soon after the impugned judgment and order was rendered.

The aforesaid appears to be the reason that despite notice being issued, none appears in the appeal for the respondent as effectively his grievance did not survive.

The result of all the aforesaid is that there is no adjudication to this dispute required now as the respondent appears to be satisfied with the current position and has not joined the present proceedings in view of the facts

emerging post impugned decision. The respondent has also not sought enforcement of the judgment of the High Court in any contempt proceedings.

The only concern of the learned counsel for the appellant is that the impugned judgment may not reflect the correct legal position.

We do not want to get into an academic issue on this count, thus dispose of the present appeal on the basis of the lis having worked itself out leaving the question of law open in the present appeal.

The appeal accordingly stands disposed of.

.....J.  
(SANJAY KISHAN KAUL)

.....J.  
(K.M. JOSEPH)

NEW DELHI;  
JULY 11, 2019

ITEM NO.102

COURT NO.14

SECTION XII

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(s). 6688/2009

U.P.S.C.

Appellant(s)

VERSUS

E.P.ANAND

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Date : 11-07-2019 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE K.M. JOSEPH

For Appellant(s)      Mr. Naresh Kaushik, Adv.  
                                 Mr. Manoj Joshi, Adv.  
                                 Mr. Omung Raj Gupta, Adv.  
                                 Mr. Devik Singh, Adv.  
                                 Mrs. Lalita Kaushik, AOR

For Respondent(s)

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

The appeal is disposed of in terms of the signed order.

Pending application, if any, also stand disposed of.

(NEELAM GULATI)  
COURT MASTER (SH)

(ANITA RANI AHUJA)  
COURT MASTER (NSH)

(SIGNED ORDER IS PLACED ON THE FILE)