

ITEM NO.5(MM)

COURT NO.1

SECTION XI

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).19335-19336/2003
(From the judgement and order dated 29/09/2003 in SA No. 286/2001 & SA No.
485/2001 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

BALBIR KAUR & ANR.

Petitioner(s)

VERSUS

U.P.SEC.EDU.SERVICE SELECTION BOARD&ORS.

Respondent(s)

(With appln(s) for impleadment,impleadment as party respondent and permission to file
contm.petn. And exemption from filing O.T. and prayer for interim relief
and office

report)

(FOR FINAL DISPOSAL)

WITH SLP(C) NO. 11726 of 2004

(With appln(s) for exemption from filing c/c of the impugned Judgment)

(With prayer for interim relief and office report)

SLP(C) NO. 11727 of 2004

(With appln(s) for exemption from filing c/c of the impugned Judgment,exemption from
filing O.T.)

(With prayer for interim relief and office report)

SLP(C) NO. 124-125 of 2005

(With appln(s) for c/delay in filing SLP)

(With office report)

SLP(C) NO. 14189 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1419-1423 of 2004

(With appln(s) for exemption from filing O.T.,impleading party)

(With prayer for interim relief)

SLP(C) NO. 1486 of 2004

(With appln(s) for permission to file SLP)

(With prayer for interim relief)

SLP(C) NO. 150 of 2004

(With appln(s) for exemption from filing O.T.)

(With prayer for interim relief and office report)

SLP(C) NO. 1605-1606 of 2005

(With appln(s) for c/delay in filing SLP,exemption from filing c/c of the impugned

Judgment)

(With prayer for interim relief and office report)

SLP(C) NO. 16502 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1777 of 2004

(With appln(s) for exemption from filing c/c of the impugned Judgment,withdrawal of slp)

(With prayer for interim relief)

2

SLP(C) NO. 1778 of 2004

(With prayer for interim relief)

SLP(C) NO. 1779 of 2004

(With appln(s) for exemption from filing c/c of the impugned Judgment,exemption from filing O.T.,directions, impleadment as party respondent, discharge of advocate on

record)

(With prayer for interim relief)

SLP(C) NO. 1780-1781 of 2004

(With appln(s) for exemption from filing c/c of the impugned Judgment,exemption from filing O.T.,impleading party)

(With prayer for interim relief and office report)

SLP(C) NO. 1782 of 2004

(With appln(s) for c/delay in filing SLP,exemption from filing c/c of the impugned

Judgment,exemption from filing O.T.,impleading party)

(With prayer for interim relief and office report)

SLP(C) NO. 1783 of 2004

(With appln(s) for impleading party)

(With prayer for interim relief and office report)

SLP(C) NO. 1863-1864 of 2004

(With prayer for interim relief)

SLP(C) NO. 18880 of 2005

(With appln.(s) for impleadment as party respondent and with prayer for interim relief and office report)

SLP(C) NO. 19368 of 2003

(With appln(s) for directions)

(With prayer for interim relief and office report)

SLP(C) NO. 19779 of 2003

(With appln(s) for impleadment)

(With prayer for interim relief)

SLP(C) NO. 19780 of 2003

(With appln(s) for intervention,impleading party,vacating stay order dt.13.10.2003)

(With office report)

SLP(C) NO. 20860 of 2003

(With appln(s) for exemption from filing c/c of the impugned Judgment,impleading party)

(With prayer for interim relief)

SLP(C) NO. 20877-20878 of 2003

(With prayer for interim relief)

SLP(C) NO. 20916 of 2003

(With appln(s) for intervention)

(With prayer for interim relief)

SLP(C) NO. 20943 of 2003

(With appln(s) for exemption from filing c/c of the impugned Judgment)

(With prayer for interim relief)

SLP(C) NO. 20983 of 2003

(With prayer for interim relief)

CONMT.PET.(C) NO. 210 of 2005 in SLP(C)No.23691/03

SLP(C) NO. 21135 of 2003

(With appln(s) for modification of court's order and exemption from filing

O.T.,directions,impleadment,stay,impleadment)

3

(With prayer for interim relief)

SLP(C) NO. 21567 of 2004

(With appln(s) for c/delay in filing SLP,exemption from filing c/c of the
e impugned

Judgment,impleadment)

(With prayer for interim relief)

SLP(C) NO. 21568-21571 of 2004

(With appln(s) for c/delay in filing SLP)

(With prayer for interim relief)

SLP(C) NO. 21573 of 2003

(With prayer for interim relief)

SLP(C) NO. 21608 of 2003

(With appln(s) for vacatingrecalling interim order dt.5.1.04)

(With prayer for interim relief and office report)

SLP(C) NO. 21694-21704 of 2003

(With appln(s) for vacating interim order)

(With prayer for interim relief and office report)

SLP(C) NO. 21707 of 2003

(With prayer for intervention and with prayer for interim relief)

SLP(C) NO. 21708 of 2003

(With appln(s) for vacating stay)

(With prayer for interim relief)

SLP(C) NO. 22525 of 2003

(With prayer for interim relief)

SLP(C) NO. 22679 of 2003

(With appln(s) for impleading party & direction)

(With prayer for interim relief)

SLP(C) NO. 2270 of 2004

(With appln(s) for permission to file SLP,impleadment)

(With prayer for interim relief and office report)

SLP(C) NO. 2271 of 2004

(With appln(s) for permission to file SLP,impleadment as party respondent)

(With prayer for interim relief)

SLP(C) NO. 2274 of 2004

(With appln(s) for intervention,permission to file SLP)

(With prayer for interim relief)

SLP(C) NO. 2276 of 2004

(With prayer for interim relief)

SLP(C) NO. 22904 of 2003

(With prayer for interim relief)

SLP(C) NO. 22934 of 2003

(With prayer for interim relief and office report)

SLP(C) NO. 22935 of 2003

(With prayer for interim relief and office report)

SLP(C) NO. 22975 of 2003

(With prayer for interim relief and office report)

SLP(C) NO. 22976-22978 of 2003

(With appln(s) for exemption from filing O.T.,directions,impleading party,stay)

(With prayer for interim relief and office report)

SLP(C) NO. 22980 of 2003

(With prayer for interim relief and office report)

SLP(C) NO. 23084 of 2003

4

(With appln(s) for exemption from filing c/c of the impugned Judgment,impleading

party)

(With prayer for interim relief and office report)

SLP(C) NO. 23163 of 2003

(With appln(s) for exemption from filing O.T.,c/delay in filing counter affidavit)

(With prayer for interim relief)

SLP(C) NO. 23164 of 2003

(With prayer for interim relief)

SLP(C) NO. 23322 of 2003

(With prayer for interim relief)

SLP(C) NO. 23342 of 2003

(With office report)

SLP(C) NO. 23679 of 2003

(With prayer for interim relief)

SLP(C) NO. 23689 of 2003

(With appln(s) for impleading party)

(With prayer for interim relief and office report)

SLP(C) NO. 23691 of 2003

(With appln.(s) for exemption from filing c/c of the impugned judgment, and exemption from filing O.T. And directions and with prayer for interim relief)

SLP(C) NO. 23692 of 2003

(With appln(s) for exemption from filing c/c of the impugned Judgment,exemption from filing O.T.)

(With prayer for interim relief)

SLP(C) NO. 24000 of 2003

(With prayer for interim relief and office report)

SLP(C) NO. 24075 of 2003

(With prayer for interim relief)

SLP(C) NO. 24217 of 2003

(With appln(s) for exemption from filing O.T.,directions,vacating interim order)

(With prayer for interim relief)

SLP(C) NO. 24520 of 2004

(With appln(s) for c/delay in filing SLP,exemption from filing O.T.,impleadment)

(With prayer for interim relief and office report)

SLP(C) NO. 24555 of 2003

(With prayer for interim relief)

SLP(C) NO. 2657 of 2004

(With prayer for interim relief)

SLP(C) NO. 26818 of 2004

(Office report on default)

SLP(C)No.2691/2004 (With appln.(s) for vacation of status quo of this court's order

dated 06.02.2004 and with prayer for interim relief)

Compt.Pen.(C)No.269/05 in SLP(C) NO. 2691 of 2004

(With appln.(s) for exemption from filing O.T.)

SLP(C) NO. 2969 of 2004

(With prayer for interim relief)

SLP(C) NO. 2977 of 2004

(With appln(s) for directions)

(With prayer for interim relief)

SLP(C) NO. 3386 of 2004

(With prayer for interim relief and office report)

5

SLP(C) NO. 3778 of 2004

(With appln.(s) for leave to place on record the subsequent developments and with

prayer for interim relief)

(FOR FINAL DISPOSAL)

SLP(C) NO. 3999 of 2004

(With prayer for interim relief)

SLP(C) NO. 4094-4095 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 4285 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 4783 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 4784 of 2004

(With appln(s) for c/delay in filing SLP)

(With prayer for interim relief and office report)

SLP(C) NO. 5781 of 2004

(With appln(s) for c/delay in filing SLP,exemption from filing O.T.)

(With prayer for interim relief and office report)

SLP(C) NO. 5786 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 6380 of 2004

(With appln(s) for c/delay in filing SLP)

(With prayer for interim relief and office report)

SLP(C) NO. 6383 of 2004

(With appln(s) for c/delay in filing SLP)

(With prayer for interim relief)

SLP(C) NO. 7125 of 2004

(With prayer for interim relief)

SLP(C) NO. 806 of 2004

(With appln(s) for permission to file SLP)

(With prayer for interim relief)

SLP(C) NO. 814-816 of 2004

(With appln(s) for c/delay in filing SLP,directions,permission to file additional

documents)

(With prayer for interim relief)

SLP(C) NO. 833 of 2004

(With appln(s) for exemption from filing c/c of the impugned Judgment,permission to

file SLP)

(With office report)

SLP(C) NO. 834 of 2004

(With appln(s) for exemption from filing c/c of the impugned Judgment,permission to

file SLP)

(With prayer for interim relief)

SLP(C) NO. 835 of 2004

(With of appln(s) for exemption from filing c/c of the impugned Judgment,directions,permission to file SLP)

(With prayer for interim relief)

(With prayer for interim relief)

SLP(C) NO. 836 of 2004

(With appln(s) for exemption from filing c/c of the impugned Judgment,permission to

file SLP)

(With prayer for interim relief)

S.L.P.(C)...CC NO. 8812 of 2005

(With appln(s) for c/delay in filing SLP)

(With office report)

SLP(C) NO. 9794 of 2005

(With office report)

I.A.NO.1-2 In & SLP(C)...../05 CC 11142

(For permission to file SLP and with prayer for interim relief and office report)

SLP(C)No.24475/05

SLP(C)No.24535/05

(With appln.(s) for exemption from filing c/c of the impugned judgment and exemption from filing O.T. and permission to place addl.documents on record and with prayer for interim relief and office report)

SLP(C)No.14417-14418/05 (With appln.for exemption from filing O.T. and stay and

with prayer for interim relief and office report)

C.A.No.1804/2002

C.A.No.1811/2002

C.A.No.1814/2002 (With appln.(s) for exemption from filing O.T. and office report)

SLP(C)Nos.3009-3010 & 3015/2004

(With appln.(s) for impleading party and permission to file SLPO and correction of SA NOS.239 to 259/2001 in SLP(C)No.3010/2004 and office report)

SLP(C)No.11392/2004 (With prayer for interim relief)

SLP(C)No.11394/2004 (With appln.(s) for exemption from filing O.T. and with prayer for interim relief and office report)

(FOR FINAL DISPOSAL)

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

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE D.K. JAIN

HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Petitioner(s) Mr.Hari Om Yaduvanshi,Adv.
Ms.Saurab Gusain Bhardwaj, Adv.
Dr.Monika Gusain, Adv.

Mr.Dinesh Dwivedi, Sr.Adv.

Mr.Kavin Gulati, Adv.

Mr.Rajeev Kr.Dubey, Adv.

Mr.Jeevan Prakash, Adv.

SLP(C)Nos.19368, Mr. S.R.Singh, Sr.Adv.

21135/03 & 2977/04 Mr. Pratap Kalra, Adv.

Mr. T.N. Singh, Adv.

Ms. Niranjana Singh, Adv.(Mentioned by)

7

Mr.Abishek Choudhary, Adv.

Mr. Ram Ekbal Roy, Adv.

Mr. Harshvardhan Jha, Adv.

Mr. M.P. Jha, Adv.

Mr. Athar Alam, Adv.

Ms.Sumbul Athar, Adv.

Mr.Azhar Alam, Adv.

Mr.R.C.Mishra, Adv.

Dr. Meera Agarwal, Adv.

Mr.Manoj Swarup, Adv.

Ms.Lalita Kohli, Adv.

Ms.Mona Rajvanshi, Adv.

For M/s.Manoj Swarup & Co., Advs.

Mr.J.P.Pandey, Adv.

Mr.D.N.Mishra, Adv.

Ms.B.Sunita Rao, Adv.

Mr.Sushil Kr.Pathak, Adv.

Mr.Sanjeev Kr.Singh, Adv.

Mr.Punit Agrawal, Adv.

Mr.Praveen Kr.Singh, Adv.

Mr.Ajay Choudhary, Adv.

Mr.Vibhakar Misra, Adv.

Mr.Pankar Kr.Singh, Adv.

Mr.Mukesh Verma, Adv.

Mr.S.P.Jha, Adv.

Dr.Vinod Tewari, adv.

Mr.Pankaj Kr.Singh, Adv.

Mr.Mukesh Verma, adv.

For Mr.K.L.Janjani, Adv.

SLP(C)No.836/04

Mr.Ranbir S.Yadav, Adv.

Mr.Pawan Singh, Adv.

Dr.Ajay Kumar, Adv.

SLP(C)no.21608,24217/03

1486,1777,1778 &

21567/04

Dr.J.N.Dubey, Sr.Adv.

For S.R.Setia, adv.

Mr.Goutam Awasti, Adv.

Mr.Nikhil Jain, Adv.
For Mr.S.Srinivasan, Adv.

SLP(C)150/04

Ms.Shalini Kumar, Adv.
Ms.Neeru Vaid, Adv.

SLP(C)20983/2003

Mr. Sudamaji Shanditia, Adv.

SLP(C)No.2977/04

Mr.Syed Ali Ahmad, Adv.
Mr.Syed Tanweer Ahmad, Adv.
Mr. Girdhar G. Upadhyay, Adv.
Ms. Vinita G. Upadhyay, Adv.
Mr. R.D. Upadhyay, Adv.

SLP(C) No.2977/04

Ms. Vinita G. Upadhyay, Adv.
Mr. Awadheshwer Singh, Adv.
Mr. Rajeev Sharma, Adv.

SLP(C)No.11727/04

Mr.D.K.Sinha, Adv.
Mr.R.K.Vats, Adv.
Ms.Sangeeta Das, Adv.

Mr.B.S.Jain, Adv.
Mr.Ajay Veer Singh Jain, Adv.
Dr.(Mrs.) Vipin Gupta, Adv.

Ms.Meera Mathur, Adv.

Mr.Vivek Singh, Adv.
Mr.T.N.Saxena, adv.
For Mr.S.N.Singh, Adv.

SLP(C)23084/03 &

Mr.Deepak Goel, Adv.

3999/04

Mrs.S.Janani, Adv.

in SLP(C)22525/03,

24000/03 & 11726/04 Ms.Nidhi, Adv.

Mr. P.K. Jain, Adv.

Mr. Shiam Narain Singh, Adv.

Mr. Shrish Kumar Misra, Adv.

Mr. Jeevan Prakash, Adv.

Mr. Praveen Swarup, Adv.

Mr. Shail Kumar Dwivedi, Adv.

SLP(C)No.21701/03&

Mr.Imtiaz Ahmed, Adv.

24555/03

Mrs.Naghma Imtiaz, Adv.

Mr.Abhishek Anand, Adv.

9

Mr. V.N. Raghupathy, Adv.

Ms. Rachana Srivastava, Adv.

Mr. Ajay Choudhary, Adv.

Mr. Aniruddha P. Mayee, Adv.

Mr. Kuldip Singh, Adv.

Mohd.Irshad Hanif, Adv.

For Impleader

Mr. Aditya Sharma, Adv.

Mr. Anil Sharma, Adv.

Mr. K.S. Rana, Adv.

Mr.Naresh Kumar, Adv.

Mr.V.K. Singh, Adv.

Mr.T.N.Saxena, adv.

Mr.Raj Kr.Gupta, Adv.

Mr.S.N.SIngh, Adv.

Mr.Y.P.Dhingra, Adv.

For State of UP

Mr.Pradeep Misra, Adv.

Ms.Malvika Trivedi, Adv.

For Respondent(s)

Mr. Imtiaz Ahmed, Adv.

Mrs. Naghma Imtiaz, Adv.

Mr. V.N. Raghupathy, Adv.

Ms.Meera Mathur, Adv.

SLP(C)2691/04

Ms.Nidhi, Adv.

Mr.L.B.Rai, Adv.

For Mr.Shankar Divate, Adv.

Mr.Yatish Mohan, Adv.

Mr.E.C.Vidya Sagar, Adv.

Mr.Satyajit A.Desai, Adv.

For Mr.A.V.Rao, Adv.

In SLP(C)150/04

Mr.Athar Alam, Adv.

Mrs.Sumbul Athar, Adv.

Dr.Meera Agarwal, Adv.

Mr.R.C.Mishra, Adv.

Mr.Azhar Alam, Adv.

Mr.Rohan Thawani, Adv.

Ms.Pooja Dhar, Adv.

10

Mr.Joseph Pookkatt, Adv.

Mr. Prashant Kumar, Adv.

SLP(C)No.21708/03

Dr. R.G. Padia, Sr. Adv.

Mr. B. Aggarwalla, Adv.

Mr. Rajiv Mehta, Adv.

Mr. Ajay Kumar, Adv.

Mr. Manoj Swarup, Adv.

Mr. C.D. Singh, Adv.

Mr.Merusagar Samantray, Adv.

Mr. Gunratan Pandey, Adv.

Ms. Kiran Suvarna, Adv.

Mr. Adesh K. Gill, Adv.

Mr. Nagendra Singh, Adv.

Mr. Vishwa Pal Singh, Adv.

Mr.R.C.Verma, Adv.

Mr.T.N.Singh, Adv.

Ms.Jyoti Saxena, Adv.

Mr.H.C.Aggarwal, Adv.

Mr.Sashi Kiran, Adv.

Mr.Vipin K.Saxena, Adv.

Ms.Jyoti Saxena, Adv.

Mr.M.P.Shorawala, Adv.

Mr.N.M.Popli, Adv.

Ms.Shuchita, Adv.

Ms.Sangeeta Panicker, Adv.

Mr.Rana Ranjit Kumar, Adv.

For Mr.Bharat Sangal, Adv.

Applicant

Mr.G.S.Sharma, Adv.

Mr.V.K.Sharma, Adv.

Mr.R.A.Sharma, Adv.

For Mr.S.K.Sabharwal, Adv.

Mr.Anoop Kr.Srivastava, Adv.

Mr.Atishi Dipankar, adv.

Mr.A.K.Misra, Adv.

Mr.K.K.Tyagi, Adv.

Mr.I.Ahmad, Adv.

Ms.Abhilasha, Adv.

Mr.P.Narasimhan, Adv.

11

SLP(C)No.21135/03

Mr.R.K.Gupta, Adv.

Mr.S.K.Gupta, Adv.

Mr.B.P.Gupta, Adv.

Mr.A.N.Bardayar, Adv.

Mr.Sunil Kr.Singh, Adv.

Mrs.Mukti Singh, Adv.

Mr.Anil Kr.Jha, Adv.

Mr.Shashindra Tripathi, Adv.

Mr.Ramesh Chandra Pandey, Adv.

Mr.Shailendra Bhardwaj, Adv.

Mr.P.R.Dhanial, Adv.

Mr.Milind Kumar, Adv.

Mr.Dharmendra, Adv.

Mr.P.D.Sharma, Adv.

Mr.Sanjay Singh, Adv.

Mr.Arun Kr.Beriwal, Adv.

Mr.Shail Kr.Dwivedi, Adv.

Mr. Pramod Dayal ,Adv

Mr. Dinesh Kumar Garg, Adv.

Mr. Mohan Pandey, Adv.

Mr.S.S.Bandyopadhyay, Adv.

Mr. S.K. Verma, Adv.

Mr. Shakil Ahmed Syed, Adv.

Mr. Rajiv Mehta, Adv.

Mr. Vishwajit Singh, Adv.

Mr. Atishi Dipankar, Adv.

Ms. Rachana Srivastava, Adv.

Mr. Ramesh Chandra Pandey, Adv.

SLP(C)No.22934/03

Mr.Arvind Varma, Adv.

Ms.Mamta Tiwari, Adv.

Ms.Swati Sinha, Adv.

Ms.Jayasree Singh, Adv.

For M/s.Fox Mandal &Co.,Adv.

12

UPON hearing counsel the Court made the following

O R D E R

List these matters in the week commencing 20th February, 2007.

(G.V.Ramana)

Court Master

(Veera Verma)

Court Master