

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).20031/2010

PUSHPA K.

Petitioner(s)

VERSUS

ACHARYA PATHSALA EDUCATIONAL TRUST Respondent(s)
(With prayer for interim relief and office report)
WITH SLP(C) NO. 24142 of 2010
(With office report)

Date: 07/12/2010 This Petition was called on for hearing today.
For Petitioner(s)

Mr. Rajesh Mahale,Adv.

For Respondent(s)

Mr. A.S. Bhasme,Adv.

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

The learned counsel for the petitioner has pointed out that respondent No.2 is practically the same litigant as respondent No.1. One is Trust and another is Secretary of the same Trust. The name of respondent No.2 is taken in the cause title only because it is shown as such in the impugned order. It is further pointed out that in para 14 of the impugned order, it is stated that respondent No.2 has categorically conveyed and disclosed before the High Court that being General Secretary of the respondent No.1 - Trust, he is not keen to be impleaded as a party and that the Trial Court has in para 16 confirmed that question of allowing the impleading application of the second respondent does not arise.

Item No.48

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In view of such fact, it is stated by the learned counsel for the petitioner that therefore, in order dated 13.8.2010 there is reference of sole respondent, who is served and whose notice is dispensed with by the Hon'ble Court.

In view of such fact, no notice is necessary upon respondent No.2.

Nobody is present for respondent No.1.

Counter affidavit is already filed on record.

List before the Hon'ble Court as per rules, with the permission to the petitioner to file rejoinder affidavit before the date of listing, as per rules, in view of Court's order dated 13.8.2010.

(S.G. SHAH)
REGISTRAR

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