

SLP(C)No. 406 OF 2004
ITEM No.35

Court No.11

SECTION XVII
A/N MATTER

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.406/2004

(From the judgement and order dated 24/02/2003 in LPA 140/03
of The HIGH COURT OF PATNA)

STATE OF BIHAR & ORS.

Petitioner (s)

VERSUS

PAWAN KUMAR SINGH

Respondent (s)

(With prayer for interim relief)

Date : 19/11/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARIJIT PASAYAT
HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner (s)

Mr. B.B. Singh,Adv.

For Respondent (s)

Mr. Ravi Prakash, Adv.

Mr. Lakshmi Raman Singh,Adv.

Mr. Vivek Singh, Adv.

Mr. Chandar Prakash, Adv.

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

Leave granted.

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

(Satish K. Yadav) (Vijay Aggarwal)
Court Master Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 7589 OF 2004
(Arising out of SLP(C) NO. 406 of 2004)

STATE OF BIHAR & ORS.
PELLANTS

.....APP

VERSUS

PAWAN KUMAR SINGH
NT

.....RESPONDE

O R D E R

Leave granted.

Heard learned counsel for the parties.

In view of the declaration that the transfer which was being questioned has been declared to be illegal, the inevitable conclusion is that the respondent has to go back to the project school where he was working. Certain other questions regarding validity of appointment of the respondent are raised though the same are not the subject matter of present dispute and, therefore, we express no opinion in that regard.

The appeal is disposed of accordingly .

.....J.
T PASAYAT)

(ARIJI

.....J.

(S.H. KAPADIA)

NEW DELHI;
NOVEMBER 19,2004.