

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO.6381/2010

THE CORPORATE MANAGER
CORPORATE EDUCATION AGENCY OF SCHOOLS

Appellant(s)

VERSUS

SAM JOSEPH & ORS.

Respondent(s)

O R D E R

The original petitioners sought consideration of their claim for appointment as HSST (Commerce) in Mount Carmel Higher Secondary School for Girls, Kottayam, in the first vacancy which would arise in the school. The Writ Petition filed by them was, however, dismissed vide order dated 18.04.2006.

Aggrieved by the said order, Writ Appeal was filed which has been allowed in terms of the impugned order dated 10.06.2009 directing such a consideration and if found qualified, forward the appointment letter to the Director, Higher Secondary Board.

We find from the order sheet that on the first date itself on 31.8.2009 while issuing notice, the operation of the impugned order was stayed. The original petitioners being respondent Nos.4 and 5 did not put in appearance though served.

Thereafter leave was granted on 5.10.2012 while making the interim order absolute.

Now as the matter has come up before us, a decade has passed and naturally respondent Nos.4 and 5 would have no interest in the matter.

We feel no purpose would be served by examining the controversy in the absence of the respondent(s) and thus, dispose of the appeal leaving the question of law open.

..... J.

[SANJAY KISHAN KAUL]

..... J.

[K.M. JOSEPH]

NEW DELHI;

AUGUST 28, 2019.

ITEM NO.114

COURT NO.11

SECTION XI-A

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). 6381/2010

THE CORPORATE MANAGER
CORPORATE EDUCATION AGENCY OF SCHOOLS

Appellant(s)

VERSUS

SAM JOSEPH & ORS.

Respondent(s)

Date : 28-08-2019 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. Romy Chacko, AOR

For Respondent(s) Mr. C. K. Sasi, AOR
Ms. Nayantara Roy, Adv.
Mr. Abdulla Naheeh V.J., Adv.

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, stands disposed of.

(ASHA SUNDRIYAL)
COURT MASTER(ANITA RANI AHUJA)
COURT MASTER

[signed order is placed on the file]