

ITEM NO.8

COURT NO.9

SECTION XI

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).14057/2007

(From the judgement and order dated 13/07/2007 in CMWP No. 29524/2007 of
The HIGH COURT OF JUDICATURE AT ALLAHABAD)

STATE OF U.P.& ANR.
VERSUS
BHARAT SINGH & ORS.

Petitioner(s)

Respondent(s)

(With appln(s) for exemption from filing O.T. and with prayer for interim relief and
office report)
(For final disposal)

Date: 12/02/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE TARUN CHATTERJEE
HON'BLE MR. JUSTICE H.S. BEDI

For Petitioner(s) Mr.Dinesh Divewdi, Sr.Adv.
Mr. Shrish Kumar Misra,Adv.
Mr.Samir Ali Khan, Adv.

For Respondent(s) Dr.R.G.Padia, Sr.Adv.
Mr. Ranbir Singh Yadav,Adv.
Mr.Vijay Pandita, Adv.

Mr.Rakesh K.Sharma, Adv.

UPON hearing counsel the Court made the following
ORDER

On the prayer of learned counsel for the parties, service on respondent No.8
is dispensed with.

At the time of issuance of notice on the respondents, the following interim
Order was passed :-

"Issue notice. Mr. Ranbir Singh Yadav and Mr. Rakesh
K. Sharma, learned counsel appears for the respective
respondents. Three week's time is granted for filing counter
affidavit. Rejoinder, if any, be filed within two weeks thereafter.
Let the matter be listed for final disposal after two months.

In the meantime, the impugned order dated 13.7.2007, so

2

far as it relates to direction to the Director, Higher Education,
U.P. Allahabad "to issue appointment letter to the selected
candidates within three weeks which shall be subject to the
decision of this writ petition as well as other connected writ
petitions", shall remain stayed till final disposal of the matter."

It is not in dispute that the Writ Petition is pending before the High Court
for final adjudication and the matter is ready for hearing. Considering the facts
and circumstances of the case and the nature of interim order granted by the High
Court which is now under challenge before us and the interim order we have

already passed while issuing notice on the Special Leave Petition, we dispose of this Special Leave Petition without going into the merit of the dispute that would be decided in the Writ Petition in the following manner :-

1. The High Court is requested to dispose of the Writ Petition within four months from the date of communication of this Order to the High Court. The interim order which has already been granted and which has been quoted hereinabove shall continue. In the event, the Writ Petition is not decided within the time stipulated hereinabove, it will be open to the parties to apply for vacation or variation or even for extension of interim order granted by the High Court before the Division Bench of the High Court.

The Special Leave Petition is disposed of accordingly.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master