

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).20144/2008

(From the judgement and order dated 24/07/2008 in LPA No. 1134/2007 & SCA No. 4716/2008 of The HIGH COURT OF GUJARAT AT AHMEDABAD)

HARDEVSINHJI BALVANTSINHJI JADEJA & ANR.

Petitioner(s)

VERSUS

DEVELOPMENT COMMR.& ORS.

Respondent(s)

(With appln(s) for clarification/direction and prayer for interim relief)

WITH SLP(C) NO. 21148 of 2008

(With appln.(s) for impleading party and exemption from filing O.T. And clarification/modification of court's order and with prayer for interim relief and office report)

Date: 18/12/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE P. SATHASIVAM
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s)1 Mr.Altaf Ahmed, Sr.Adv.

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In SLPC)No.20144/08 Mr.Sushil Kr.Jain, Adv.
Mr.Bharat T.Rao, Adv.
Mr.Puneet Jain, Adv.
For Ms. Pratibha Jain,Adv.

Mr.Navin Pahwa, Adv.
Mr. Aniruddha P. Mayee, Adv.

For Respondent(s)/ Mr.Dushyant A.Dave, Sr.Adv.
applicant(s) Mr.Huzefa Ahmadi, Adv.

In SLP(C)No.20144/08 Mr.navin Pahwa, Adv.
Mr. Ejaz Maqbool, Adv.
Mr.Pradhuman Gohil, Adv.

Ms.Taruna Singh, Adv.

State of Gujarat

Mrs.Hemantika Wahi, Adv.

Ms.Momta, Adv.

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UPON hearing counsel the Court made the following
ORDER

Heard both sides.

The petitioners in SLP(C)No.20144/2008 were President and Vice-President of the District Panchayat, Rajkot, Gujarat. They were removed pursuant to the order passed by the Development Commissioner under Section 85 of the Gujarat Panchayat Act, 1993. As a consequence these posts fell vacant. The petitioners challenged the order of the Development Commissioner before the High Court and the High Court dismissed the writ petition and it is challenged before this Court.

Pending consideration of these SLPs we direct the District Panchayat to elect the President and Vice-President for the vacant posts and if any President or Vice-President so elected will function in their respective posts subject to the final outcome of these SLPs.

Order dasti.

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List in the 2 week of February, 2009.

(G.V.Ramana)
Court Master

(Veera Verma)
Court Master