

ITEM NO.38

COURT NO.6

SECTION IVB

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).24325/2003

(From the judgement and order dated 17/07/2003 in CWP No. 10670/2003 of The
HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

STATE OF PUNJAB & ORS.

Petitioner(s)

VERSUS

SUKHCHAIN SINGH & ORS.

Respondent(s)

(With prayer for interim relief and office report)

WITH SLP(C) NO. 24400 of 2003

(With prayer for interim relief and office report)

SLP(C) NO. 24401 of 2003

(With prayer for interim relief and office report)

SLP(C) NO. 24403 of 2003

(With prayer for interim relief and office report)

SLP(C) NO. 24454 of 2003

(With appln.(s) for exemption from filing c/c of the impugned judgment,
prayer for

interim relief and office report)

SLP(C) NO. 1118 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1103 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1125 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1124 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1121 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1098 of 2004

(With appln.(s) for permission to file rejoinder affidavit)

SLP(C) NO. 1107 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1217 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1339 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1214 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1340 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1341 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 131 of 2004

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(With prayer for interim relief)

SLP(C) NO. 1216 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2385 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 204 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 1342 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2470 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2462 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2474 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2458 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2459 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2460 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2461 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2476 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2464 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 2463 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 3270 of 2004

(With appln.(s) for permission to file rejoinder affidavit, prayer for interim relief and

office report)

SLP(C) NO. 4408 of 2004

(With prayer for interim relief and office report)

SLP(C) NO. 4450 of 2004

(With prayer for interim relief and office report)

Date: 26/03/2007 This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s)

Mr. Sarup Singh, Sr. Adv.

Mr. Kuldip Singh, Adv.

Mr. R.K. Pandey, Adv.

Mr. Arun K. Sinha, Adv.

For Respondent(s)

Mr. Seeraj Bagga, Adv.

Mrs. Sureshta Bagga, Adv.

Mr. Nidhesh Gupta, Adv.

Mr. Vinod Shukla, Adv.

Ms. S. Janani, Adv.

Mr. Chander Shekhar Ashri, Adv.

Mr. K.G. Bhagat, Adv.

Mr. Vineet Bhagat, Adv.

Mr. Manohar Singh Bakshi, Adv.

Mr. Debasis Misra, Adv.

Mr. Neeraj Kumar Jain, Adv.

Mr. Bharat Singh, Adv.

Mr. Umang Shankar, Adv.

Mr. Vikrant Hooda, Adv.

Mr. Ugra Shankar Prasad, Adv.

Mr. Ejaz Maqbool, Adv.

Mr. Gourav Kejriwal, Adv.

Ms. Tarune Singh, Adv.

Mr. Vikash Singh, Adv.

Mr. P.V. Yogeswaran, Adv.

Mr. Dinesh Verma, Adv.

Mr. A.P. Mohanty, Adv.

Mr. Joginder Singh Toor, Adv.

Mrs. Gargi Khanna, Adv.

Ms. Madhu Moolchandani, Adv.

Mr. R.K. Kapoor, Adv.

Mr. M.K. Verma, Adv.

Mr. S.S. Yadav, Adv.

Mr. Govind Kaushik, Adv.

Mr. Anis Ahmed Khan, Adv.

Dr. Ramesh K. Haritash, Adv

Dr. Kailash Chand, Adv.

Mr. Ranbir Singh Yadav, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

Counsel on both the sides submit that the case in hand is squarely covered by a decision of this Court in State of Punjab & Ors. Vs. Lakhwinder Singh & Ors., (2007) 2 SCC 502. In view thereof, the appeals are allowed and the judgment and orders under

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challenge are set aside. The matters are remanded back to the High Court for fresh

consideration of the writ petitions. It is made clear that this Court is not expressing

any opinion on the merits of the claim made by the concerned employees.

(Ravi P. Verma)

Court Master

(Anand Singh)

Court Master

[Signed order is placed on the file]

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1609 OF 2007

[Arising out of SLP(C) No.24325/2003]

STATE OF PUNJAB & ORS.

APPELLANT(S)

Versus

SUKHCHAIN SINGH & ORS.

RESPONDENT(S)

WITH

Civil Appeal No.1642 of 2007 @ SLP(C) NO. 24400 of 2003

Civil Appeal No.1643 of 2007 @ SLP(C) NO. 24401 of 2003

Civil Appeal No.1644 of 2007 @ SLP(C) NO. 24403 of 2003

Civil Appeal No.1645 of 2007 @ SLP(C) NO. 24454 of 2003

Civil Appeal No.1646 of 2007 @ SLP(C) NO. 1118 of 2004

Civil Appeal No.1647 of 2007 @ SLP(C) NO. 1103 of 2004

Civil Appeal No.1648 of 2007 @ SLP(C) NO. 1125 of 2004

Civil Appeal No.1649 of 2007 @ SLP(C) NO. 1124 of 2004

Civil Appeal No.1650 of 2007 @ SLP(C) NO. 1121 of 2004

Civil Appeal No.1651 of 2007 @ SLP(C) NO. 1098 of 2004

Civil Appeal No.1652 of 2007 @ SLP(C) NO. 1107 of 2004

Civil Appeal No.1653 of 2007 @ SLP(C) NO. 1217 of 2004

Civil Appeal No.1654 of 2007 @ SLP(C) NO. 1339 of 2004

Civil Appeal No.1655 of 2007 @ SLP(C) NO. 1214 of 2004

Civil Appeal No.1656 of 2007 @ SLP(C) NO. 1340 of 2004

Civil Appeal No.1657 of 2007 @ SLP(C) NO. 1341 of 2004

Civil Appeal No.1658 of 2007 @ SLP(C) NO. 131 of 2004

Civil Appeal No.1659 of 2007 @ SLP(C) NO. 1216 of 2004

Civil Appeal No.1660 of 2007 @ SLP(C) NO. 2385 of 2004

Civil Appeal No.1661 of 2007 @ SLP(C) NO. 204 of 2004

Civil Appeal No.1662 of 2007 @ SLP(C) NO. 1342 of 2004

Civil Appeal No.1663 of 2007 @ SLP(C) NO. 2470 of 2004

Civil Appeal No.1664 of 2007 @ SLP(C) NO. 2462 of 2004

Civil Appeal No.1665 of 2007 @ SLP(C) NO. 2474 of 2004

Civil Appeal No.1666 of 2007 @ SLP(C) NO. 2458 of 2004

Civil Appeal No.1667 of 2007 @ SLP(C) NO. 2459 of 2004

Civil Appeal No.1668 of 2007 @ SLP(C) NO. 2460 of 2004

Civil Appeal No.1669 of 2007 @ SLP(C) NO. 2461 of 2004

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Civil Appeal No.1670 of 2007 @ SLP(C) NO. 2476 of 2004

Civil Appeal No.1671 of 2007 @ SLP(C) NO. 2464 of 2004

Civil Appeal No.1672 of 2007 @ SLP(C) NO. 2463 of 2004

Civil Appeal No.1673 of 2007 @ SLP(C) NO. 3270 of 2004

Civil Appeal No.1674 of 2007 @ SLP(C) NO. 4408 of 2004

Civil Appeal No.1675 of 2007 @ SLP(C) NO. 4450 of 2004

O R D E R

Leave granted.

Counsel on both the sides submit that the case in hand is

squarely covered by a decision of this Court in State of Punjab & Ors.

Vs. Lakhwinder Singh & Ors., (2007) 2 SCC 502. In view thereof, the

appeals are allowed and the judgment and orders under challenge are

set aside. The matters are remanded back to the High Court for fresh

consideration of the writ petitions. It is made clear that this Court is

not expressing any opinion on the merits of the claim made by the

concerned employees.

.....J.
(H.K. SEMA)

New Delhi;

.....J.

March 26, 2007.

(LOKESHWAR SINGH PANTA)