

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.7466 OF 2009

LAXMIBAI NATIONAL INSTITUTE OF  
PHYSICAL EDUCATION & ANR.

.. APPELLANT(S)

VERSUS

AMIT YADAV & ORS.

.. RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Madhya Pradesh at Jabalpur, Bench at Gwalior in Writ Appeal No.36 of 2007, dated 21.08.2009.

2. After hearing the appeal for quite some time, we are of the opinion that a direction requires to be issued to the appellant No.1

Lakshmbai National Institute of Physical Education

(for short, 'the Institute') to accommodate th

respondent No.1 in his original post.

Signature Not Verified

Digitally signed by

NEETU KHAJURIA

Date: 2015.11.23

16:47:14 IST

Reason:

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3. Accordingly, we direct the appellant-Institute to reinstate respondent No.1 within two months' time from today.

4. We clarify that the respondent No.1 shall not claim any back-wages whatsoever.

5. The Civil Appeal is disposed of accordingly.

6. The order passed by us shall not be treated as a precedent in any other case.

.....CJI.  
[ H.L. DATTU ]

.....J.  
[ S.A. BOBDE ]

.....J.  
[ ARUN MISHRA ]

NEW DELHI;  
NOVEMBER 19, 2015.

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IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.5745 OF 2009

LAXMIBAI NATIONAL INSTITUTE OF .. APPELLANT(S)  
PHYSICAL EDUCATION & ANR.

VERSUS

RAM GOPAL ARYA & ORS. .. RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Madhya Pradesh at Jabalpur, Bench at Gwalior in Writ Appeal No.395 of 2006, dated 31.07.2008.

2. After hearing the appeal for quite some time, we are of the opinion that a direction requires to be issued to the appellant-Lakshuibai National Institute of Physical Education (for short, 'the Institute') to accommodate the respondent No.1 in his original post.

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3. Accordingly, we direct the appellant-Institute to reinstate respondent No.1 within two months' time from today.

4. We clarify that the respondent No.1 shall not claim any back-wages whatsoever and all those

persons who are already appointed shall not be disturbed by the appellant-Institute. The respondent No.1 shall also not claim any seniority over those persons who were already appointed.

5. The Civil Appeal is disposed of accordingly.

6. The order passed by us shall not be treated as a precedent in any other case.

.....CJI.  
[ H.L. DATTU ]

.....J.  
[ S.A. BOBDE ]

.....J.  
[ ARUN MISHRA ]

NEW DELHI;  
NOVEMBER 19, 2015.

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IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.5744 OF 2009

LAXMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION & ANR. .. APPELLANT(S)

VERSUS

SANJIV YADAV & ORS. .. RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Madhya Pradesh at Jabalpur, Bench at Gwalior in Writ Appeal No.390 of 2006, dated 31.07.2008.

2. After hearing the appeal for quite some time, we are of the opinion that a direction requires to be issued to the appellant-Lakshmibai National Institute of Physical Education (for short, 'the Institute') to accommodate the respondents in

their original posts.

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3. Accordingly, we direct the appellant-Institute to reinstate respondents within two months' time from today.

4. We clarify that the respondents shall not claim any back-wages whatsoever and all those persons who are already appointed shall not be disturbed by the appellant-Institute. The respondents shall also not claim any seniority over those persons who were already appointed.

5. The Civil Appeal is disposed of accordingly.

6. The order passed by us shall not be treated as a precedent in any other case.

.....CJI.  
[ H.L. DATTU ]

.....J.  
[ S.A. BOBDE ]

.....J.  
[ ARUN MISHRA ]

NEW DELHI;  
NOVEMBER 19, 2015.

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ITEM NO.39 COURT NO.1 SECTION IV

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

Civil Appeal No(s). 7466/2009

LAXMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION & ANR. Appellant(s)

VERSUS

AMIT YADAV & ORS. Respondent(s)

WITH

C.A. No. 5745/2009  
(With Office Report)

C.A. No. 5744/2009  
(With Office Report)

Date : 19/11/2015 These appeals were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE S.A. BOBDE  
HON'BLE MR. JUSTICE ARUN MISHRA

For Appellant(s) Mr. Anoop G. Chaudhari, Sr. Adv.  
Ms. Suman Kashyap, Adv.  
Mr. Mohan Pandey, Adv.

Mr. Anoop G. Chaudhari, Sr. Adv.  
Ms. Suman Kashyap, Adv.  
Mr. Sumit Attri, Adv.

Mr. Anoop G. Chaudhari, Sr. Adv.  
Ms. Suman Kashyap, Adv.  
Mr. Divyakant Lahoti, Adv.

For Respondent(s) Mr. Sunil Kumar, Sr. Adv.  
Mr. Atul Kumar, Adv.  
Mr. D.P.S. Bhaduria, Adv.  
Ms. Sweety Singh, Adv.

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Ms. Gauri Kaurna Mohanti, Adv.  
Mr. Atul Kumar, Adv.  
Mr. D.P.S. Bhaduria, Adv.  
Ms. Preeti Shukla, Adv.  
Mr. Himanshu Shekhar, Adv.

Mr. Narinder Kr. Verma, Adv.  
For Mr. Manish K. Bishnoi, Adv.

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

The appeals are disposed of in terms  
of the signed order.

Pending application(s), if any, stand  
disposed of.

(Neetu Khajuria)  
Sr.P.A.

(Vinod Kulvi)  
Assistant Registrar

(Three signed orders are placed on the file.)