

ITEM NO.103

COURT NO.11

SECTION XIV-A

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

CIVIL APPEAL NOS.4673-4674/2012

ASHA DEVI

Appellant(s)

VERSUS

STATE OF HIMACHAL PRADESH & ORS.

Respondent(s)

Date : 07-02-2024 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH
HON'BLE MR. JUSTICE SANDEEP MEHTA

For Appellant(s) Mr. Suryanarayana Singh, Sr. Adv.
Ms. Pragati Neekhra, AOR
Mr. Aditya Bhanu Neekhra, Adv.
Mr. Aniket Patel, Adv.

For Respondent(s) Mr. Ashok Basoya, Adv.
Mr. Sandeep Kumar Jha, AOR

Mr. Md. Farman, AOR
Mr. Salman Khan, Adv.
Ms. Shalu Bhati, Adv.

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

Learned counsel for the parties are present.

2. *Vide* Order dated 01st November, 2023, the Court had directed for the following :

"1. Learned counsel for the respondent-State of Himachal Pradesh is directed to file an affidavit and produce the relevant records to demonstrate that both the appellant and the respondent no.6 had applied for the subject post in terms of the notification dated 27th July, 2001, and the factors that weighed with the selection committee for selection of the

appellant to the subject post in terms of Clause '12' of the Scheme.”

3. Today, the admitted position is that neither an affidavit has been filed nor the records are with the learned counsel appearing for the State of Himachal Pradesh.

4. The Court does not appreciate such conduct. However, as the information asked for would be required for proper consideration of the matter, final opportunity of two weeks is granted to the respondent-State to file the affidavit subject to deposit of cost of ₹10,000/- (Rupees ten thousand only) in the Supreme Court Bar Association Advocates Welfare Fund before the next date of hearing.

5. It is made clear that if the order dated 01st November, 2023 is not complied with by the next date, the Court may direct for coercive measures against the concerned respondent.

6. List on 28th February, 2024.

(Geeta Ahuja)
Assistant Registrar-cum-PS

(Nand Kishor)
Court Master (NSH)