

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS  
CIVIL APPEAL NO(s). 3989 OF 2006

STATE OF U.P. & ORS.

Appellant (s)

VERSUS

PAWAN KUMAR DIVEDI & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and office report)

WITH

Civil Appeal NO. 3990 of 2006; Civil Appeal NO. 3991 of 2006

Civil Appeal NO. 3992 of 2006; Civil Appeal NO. 3993 of 2006

Civil Appeal NO. 3994 of 2006

(With appln(s) for exemption from filing O.T. and office report)

Date: 10/10/2007 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

HON'BLE MR. JUSTICE D.K. JAIN

For Appellant(s)

Mr. Garvesh Kabra, Adv.  
Mr. Shrish Kr. Misra, Adv.  
Ms. Niranjana Singh, Adv.

For Respondent(s) Mr. Gaurav Jain, Adv.

Ms. Abha Jain, Adv.

Mr. Shankar Divate, Adv.

Ms. Purnima Bhat, Adv.

Mr. H.K. Puri, Adv.

Mr. R.D. Upadhyay, Adv.

UPON hearing counsel the Court made the following  
ORDER

These appeals have been placed before us on reference order dated 8/9/2006 passed by Hon'ble two Judges Bench.

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Having noticed the judgment rendered by three Judges Bench in Vinod

Sharma & Ors. Vs. Director of Education(Basic) U.P. & Ors. (1998) 3

SCC 404, the learned Judges were of the view that the judgment

rendered in Vinod Sharma (supra) needs reconsideration by a larger

Bench and directed to place the matter before Hon'ble the Chief Justice

for appropriate orders.

We have seen the orders of Hon'ble CJI passed on the basis of a note dated 14/9/2006 of A.R. (Listing). In the said note it is stated that the matters are placed before Hon'ble CJI for listing it before an appropriate Bench of three Hon'ble Judges.

Since Vinod Sharma case (supra) has been decided by three Judge Bench, these appeals require to be reconsidered by a larger Bench. Place the matter before Hon'ble the Chief Justice of India for appropriate orders for placing these appeals before a larger Bench for re-consideration of the issue involved.

( Ravi P. Verma )  
Court Master

( Anand Singh )  
Court Master