

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).13423/2007

(From the judgement and order dated 18/05/2007 in WA No. 1371/2006
of The HIGH COURT OF M.P. AT JABALPUR)

MAHARSHI M.Y.VEDIC VISHWAVIDYALA AND ANR Petitioner(s)

VERSUS

NARENDRA KUMAR SAUDHARSHAN AND ORS. Respondent(s)

(With Appln.(s) for payment of arrears of salary and backwages to
respondent No. 1 and with prayer for interim relief and office report)
(For Final Disposal)

WITH SLP(C) NO. 22025-22035 of 2007

(With Appln.(s) for payment of arrears of salary and backwages to
respondent No. 1 and with prayer for interim relief and office report)
(For Final Disposal)

SLP(C) NO. 22036-22047 of 2007

(With Appln.(s) for payment of arrears of salary and backwages to
respondent No. 1 and with prayer for interim relief and office report)
(For Final Disposal)

SLP(C) NO. 22048-22056 of 2007

(With Appln.(s) for payment of arrears of salary and backwages to
respondent No. 1 and with prayer for interim relief and office report)
(For Final Disposal)

SLP(C) NO. 2035 of 2008

(With Appln.(s) for payment of arrears of salary and backwages to
respondent No. 1 and with prayer for interim relief and office report)
(For Final Disposal)

SLP(C) NO. 2044-2090 of 2008

(With Appln.(s) for payment of arrears of salary and backwages to
respondent No. 1 and with prayer for interim relief and office report)
(For Final Disposal)

S.L.P.(C)...../2009(CC NO. 12457 of 2009)

With I.A. 1(C/delay in filing SLP and office report)
(For Final Disposal)

Date: 15/01/2010 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU

HON'BLE MR. JUSTICE R.M. LODHA

For Petitioner(s) Mr. L. Nageswar Rao, Sr. Adv.
Mr. Santosh Kumar, Adv.
Mr. Mushtaq Ahmad, Adv.

For Respondent(s) Mr. Raj Kumar Gupta, Adv.
Mr. Praveen Chaturvedi, Adv.

Mr. Vikrant Singh Bais, Adv.
Mr. B.S. Banthia, Adv.

Dr. Harsh Pathak, Adv.
Mr. Farrukh Rasheed, Adv.
Mr. M. Paikray, Adv.
Mr. V.N. Raghupathy, Adv.

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

Delay condoned.

Leave granted.

The impugned judgments and orders are set aside
and the appeals are allowed in terms of the signed order.

No order as to the costs.

(Ajay Kr. Jain)
Court Master

(Indu Satija)
Court Master

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 308 OF 2010
(Arising out of SLP(C) No. 13423 of 2007)

Maharshi Mahesh Yogi Vedic Appellants
Vishwavidyala and Anr.

Versus

Narendra Kmar Saudharshan and Respondents
Ors.

WITH

CIVIL APPEAL NOS. 310-320 OF 2010(arising out of SLP(C) Nos.
22025-22035/2007), CIVIL APPEAL NOS. 321-322 OF 2010(arising
out of SLP(C) Nos. 22036-22047/2007), CIVIL APPEAL NOS. 333-341
OF 2010(arising out of SLP(C) Nos. 22048-22056/2007), CIVIL APPEAL
NO. 342 OF 2010(arising out of SLP(C) No. 2035/2008), CIVIL
APPEAL NOS. _343-
389_____ OF 2010(arising out of SLP(C) Nos. 2044-2090/2008) and
CIVIL APPEAL NO. 390 OF 2010(arising out of SLP(C) No. 1938
/2010)(C.C. No. 12457/2009)

O R D E R

C.A. No. 308 /2010(arising out of SLP(C)13423/2007)

Heard learned counsel for the parties.

Leave granted.

This appeal has been filed against the impugned
judgment and order dated 18/05/2007 of the High Court of
Madhya Pradesh at Jabalpur. The facts have been set out in
detail in the impugned judgment and hence we are not
repeating the same here.

The appellant No. 1 is a university established under
the Maharishi Mahesh Yogi Vedic Vishwavidyalaya Adhiniyam,
1995. The respondents herein were employees of the appellant

No. 1-University. A policy decision was taken by the State of Madhya Pradesh to close down the residential campus of the University and to take up distance education system.

It is well settled that the Courts should not interfere with the policy decision of the government or the concerned authority.

Learned counsel for the respondents submitted the decision to close down the residential campus was a malafide decision.

In our opinion, there was no malafides since the decision was taken due to financial difficulties. No doubt

this policy decision results in abolition of various posts, but it is well settled that there is no question of affording an opportunity of hearing when a post is abolished. As such,

the impugned judgment and order of the High Court cannot be sustained and is hereby set aside. The appeal is allowed.

No order as to the costs.

CIVIL APPEAL NOS. 310-320 OF 2010(arising out of SLP(C) Nos. 22025-22035/2007), CIVIL APPEAL NOS. 321-332 OF 2010(arising out of SLP(C) Nos. 22036-22047/2007), CIVIL APPEAL NOS. 333-341 OF 2010(arising out of SLP(C) Nos. 22048-22056/2007), CIVIL APPEAL NO. 342 OF 2010(arising out of SLP(C) No. 2035/2008), CIVIL APPEAL NOS. _343-389_____ OF 2010(arising out of SLP(C) Nos. 2044-2090/2008) and CIVIL APPEAL NO. 390 OF 2010(arising out of SLP(C) No. 1938 /2010)(C.C. No. 12457/2009)

Delay condoned.

Leave granted

For the reasons stated in our order in C.A. No. /2010(arising out of SLP(C)13423/2007), the impugned judgments and orders are set aside and the appeals are allowed. No order as to the costs.

.....J.
(MARKANDEY KATJU)

.....J.
(R.M. LODHA)