

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(s). 1862-1863 OF 2010

M.P. STATE ELECTRICITY BOARD & ORS.

... APPELLA

NT(S)

VERSUS

SATYANARAYANA CHOUDHARY

...RESPOND

ENT(S)

WITH

C.A. No. 1849/2010, C.A. Nos. 1850-1851/2010,
C.A. No. 1852/2010, C.A. Nos. 1853-1854/2010,
C.A. Nos. 1855-1856/2010, C.A. Nos. 1857-1858/2010,
C.A. Nos. 1859-1860/2010 and C.A. No. 1861/2010

O R D E R

Heard learned counsel for the parties.

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Vinod Kumar
Date: 2015.12.07
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Reason:

nts to
Civil Appeal Nos. 1862-1863/2010 etc.

The respondents' counsel raised the pr
question regarding the maintainability of these civil
appeals on the same ground that these ap
special leave petitions are filed by t
appellants challenging the order passed by the Division
Bench of the High Court dated 15.01.2007 in Writ Appeal
No. 86 of 2006 affirming the order passed
learned Single Judge. In the previous special leave
petitions filed by the appellants questioning the very
same order of the Division Bench, referred to supra,
whereby the liberty was given to the appella

question the correctness of the relief granted in
respect of 60% covered in Annexure P-5. The respondents
are the employees as mentioned in Annexure P-5. The

liberty was not granted in favour of the appellants to question the correctness of the order if the order of review passed will be against them. In these appeals, the appellants have questioned the correctness of the order of the Division Bench of the High Court again in these appeals. The relief sought for in the Review Petitions is granted to the appellants.

Strong reliance is placed by learned counsel for the respondents on the judgment of this Court in the case of Vinod Kapoor vs. State of Goa & Ors., 2012 (12) SCC 378.

In view of the aforesaid judgment of this Court, the preliminary objections raised by the learned counsel for the respondents that the appeals are not maintainable as the liberty was not given to question the impugned order dated 15.01.2007 passed by the Division Bench of the High Court, therefore, the appeals are liable to be dismissed on this ground alone.

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The civil appeals are dismissed accordingly. There shall be no order as to costs.

.....J.
(V. GOPALA GOWDA)

.....J.
(S. A. BOBDE)

NEW DELHI,
DECEMBER 3, 2015

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Civil Appeal No(s). 1862-1863/2010

M.P. STATE ELECTRICITY BOARD & ORS.

Appellant(s)

VERSUS

SATYANARAYANA CHOUDHARY

Respondent(s)

WITH
C.A. No. 1849/2010
(With appln.(s) for impleadment and appln.(s) for directions and
appln.(s) for exemption from filing O.T. and)

C.A. Nos. 1850-1851/2010
C.A. No. 1852/2010
C.A. Nos. 1853-1854/2010
C.A. Nos. 1855-1856/2010
C.A. Nos. 1857-1858/2010
C.A. Nos. 1859-1860/2010 and
C.A. No. 1861/2010

Date : 03/12/2015 These appeals were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE V. GOPALA GOWDA
HON'BLE MR. JUSTICE S.A. BOBDE

For Appellant(s)	Mr. S.K. Dubey, Sr. Adv.
	Mr. B. S. Banthia, Adv.
	Mr. Sachin Daga, Adv.
	Mr. Bhaskar Roy, Adv.
	Mr. Yogesh Tiwari, Adv.
For Respondent(s)	Mr. U.N. Bhachawat, Sr. Adv.
	Mr. Annam D. N. Rao, Adv.
	Mr. A. Venkatesh, Adv.
	Mr. Sudipto S., Adv.
	Ms. Vaishali R., Adv.
	Ms. Ankita Chadha, Adv.
	Ms. K. V. Bharathi Upadhyaya, Adv.
	Mr. Santosh Kumar, Adv.
	Mr. Rajiv Ranjan Mishra, Adv.
	Mr. V. Sushant Gupta, Adv.
	Mr. Mushtaq Ahmad, Adv.

Civil Appeal Nos. 1862-1863/2010 etc.

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

The civil appeals are dismissed in terms of the signed
order. Consequently, the applications for impleadment and
directions in Civil Appeal No. 1849/2010 are also dismissed.

(S. K. RAKHEJA)
COURT MASTER

(MALA KUMARI SHARMA)
COURT MASTER

(Signed order is placed on the file)