

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

IA No. 1 in CIVIL APPEAL NO. 3654 OF 2012

H.H. PATEL Appellant (s)

VERSUS

STATE OF GUJARAT AND ANR. Respondent(s)

WITH

I.A.NO. 2 IN C.A.NO. 3645 OF 2012

I.A.NO. 2 IN C.A.NO. 3648 OF 2012

ORDER

I.A.No. 1 in C.A. No. 3654 of 2012

I.A.No. 2 in C.A.No. 3645 of 2012

Heard learned counsel for the parties.

The Registrar General, Gujarat High Court, Ahmedabad has filed his reply stating therein that the services of all the applicants were terminated by notification dated 8th February, 2007 on the ground that they have not been found suitable.

In our judgment in Brij Mohan Lal Vs. Union of India & Ors 2012 (4) SCALE 450, we had clearly stated that the members of the Bar who have been directly appointed but whose services were either dispensed with or terminated on the ground of doubtful integrity, unsatisfactory work or against whom, on any other ground, disciplinary action had been taken, shall not be eligible to the benefits stated in Clause 5 of the judgment.

In the case on hand, it is clear that the services of the applicants have been terminated on the ground of "unsatisfactory work". Hence, the applicants were not entitled to take the examination for the purpose of regularization in terms of our aforesaid judgment.

These interlocutory applications, thus, stand dismissed.

I.A. No. 2 in C.A. No. 3648 of 2012

Learned counsel for the applicants/appellants states that he does not wish to press this interlocutory application and wants to withdraw the same.

Thus, the I.A. stands dismissed as withdrawn.

.....J.  
(A.K. PATNAIK)

NEW DELHI,

.....J.

10th OCTOBER, 2012  
ITEM NO.4

COURT NO.8

(H.L. GOKHALE)  
SECTION IX

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

IA No. 1 in CIVIL APPEAL NO. 3654 OF 2012

H.H. PATEL

Appellant (s)

VERSUS

STATE OF GUJARAT AND ANR.

Respondent(s)

(For directions and office report)

WITH

I.A.NO. 2 IN C.A.NO. 3645 OF 2012  
(FOR DIRECTIONS AND OFFICE REPORT)

I.A.NO. 2 IN C.A.NO. 3648 OF 2012  
(FOR DIRECTIONS AND OFFICE REPORT)

Date: 10/10/2012 These I.As. were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK

HON'BLE MR. JUSTICE H.L. GOKHALE

For Appellant(s) Mr. A.Venayagam Balan,Adv.

For Respondent(s) Ms. Hemantika Wahi, Adv.  
Mr. Jesal, Adv.

Mr. Sunil Kumar Jain, Adv.  
Ms. Hemantika Wahi, Adv.

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

I.A.No. 1 in C.A. No. 3654 of 2012  
I.A.No. 2 in C.A.No. 3645 of 2012

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(G. SUDHAKARA RAO)  
COURT MASTER

(SHARDA KAPOOR)  
COURT MASTER

(SIGNED ORDER IS PLACED ON THE FILE)