

ITEM NO.2+12+26+29 Court 9 (Video Conferencing) SECTION X

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

Item No.2:

Writ Petition(s)(Civil) No(s). 965/2020

SANTOSH KUMAR SINGH & ORS.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(FOR ADMISSION)

WITH W.P.(C) No. 1060/2020 (FOR ADMISSION)

W.P.(C) No. 1021/2020 (FOR ADMISSION)

W.P.(C) No. 948/2020 (FOR ADMISSION)

W.P.(C) No. 994/2020 (FOR ADMISSION)

W.P.(C) No. 1015/2020 (FOR ADMISSION)

W.P.(C) No. 1016/2020 (FOR ADMISSION)

Item No.12:

Writ Petition(s)(Civil) No(s). 1013/2020
(FOR ADMISSION)

Item No.26:

Writ Petition(s)(Civil) No(s). 9/2020

WITH W.P.(C) No. 219/2020 (FOR ADMISSION)

W.P.(C) No. 312/2020

IA No. 21389/2020 - EXEMPTION FROM FILING O.T.)

W.P.(C) No. 83/2020

(IA No. 43745/2020 - INTERVENTION/IMPLEADMENT

IA No. 25796/2020 - INTERVENTION/IMPLEADMENT)

W.P.(C) No. 360/2020 (FOR ADMISSION)

W.P.(C) No. 462/2020 (FOR ADMISSION)

W.P.(C) No. 819/2020

(FOR ADMISSION and IA No.75036/2020-EXEMPTION FROM FILING
AFFIDAVIT)

W.P.(C) No. 572/2020

(IA No. 54820/2020 - EXEMPTION FROM FILING O.T.)

IA No. 54821/2020 - EXEMPTION FROM PAYING COURT FEE)

W.P.(C) No. 621/2020 (FOR ADMISSION)

W.P.(C) No. 790/2020
(IA No. 65883/2020 - EXEMPTION FROM FILING O.T.)

W.P.(C) No. 793/2020
(FOR ADMISSION and IA No.72329/2020-EXEMPTION FROM FILING
AFFIDAVIT)

W.P.(C) No. 796/2020 (FOR ADMISSION)

W.P.(C) No. 1211/2020 (FOR ADMISSION)

Item No.29:

Writ Petition(s)(Civil) No(s). 310/2020
(FOR ADMISSION)

WITH W.P.(C) No. 332/2020 (FOR ADMISSION)

W.P.(C) No. 334/2020 (FOR ADMISSION)

W.P.(C) No. 336/2020 (FOR ADMISSION)

Date : 28-10-2020 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Mr. Anilendra Pandey, AOR

Mr. Mohd.Asad Khan,Adv.
Mr. Shashank Singh, AOR

Mr. Priyank Upadhyay, AOR

Mr. Prashant Shukla,Adv.
Mr. Satyajeet Kumar, AOR

Mr. Anilendra Pandey, AOR

Mr. D.K.Garg,Adv.
Mr. Dhananjay Garg, AOR
Mr. Abhishek Garg,Adv.

Mr. Danish Zubair Khan, AOR

For Respondent(s) Mr. Vikramjit Banerjee,ASG
Ms. Manjula Gupta,Adv.

Mr. Siddharth Sinha, Adv.
Mr. R.R.Rajesh, Adv.
Mr. Deepak Goel, Adv.
Mr. Nachiketa Joshi, Adv.
Mr. Amit Sharma, Adv.
Mr. Raj Bahadur Yadav, AOR

Ms. Sairica S.Raju, Adv.
Mr. Mohd. Akhil, Adv.
Mr. S.Raju, Adv.
Mr. Raj Bahadur Yadav, AOR

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

Applications for impleadment/intervention are allowed.

Applications for exemption from filing official translation are allowed.

The court fee may be filed the moment it is available.

On hearing learned counsel for the parties we find that the claims are being predicated for regularization on the judgment in *AI Railway Parcel and Goods Porters' Union vs. Union of India & Ors.*-(2003) 11 SCC 590. The said judgment dealt with the case of parcel and goods porters alone. It is the submission of the learned Additional Solicitor General that only such of the petitioners who are categorized as parcel and goods porters are entitled to regularization within the ambit of that judgment and the subsequent judgments and not every other employee performing other functions who may be on contractual basis as that would foul of the

Constitution Bench judgment in the case of *Secretary, State of Karnataka v. Uma Devi*- (2006) 4 SCC 1.

On the other hand, some of the counsels appearing for the petitioners state that there are other judgments dealing with different categories where also regularization has been directed.

If the aforesaid be the position, then they should supply to the learned Additional Solicitor General such orders passed showing which are the categories of employees who have also been regularized. The needful be done within one week from today.

Learned Additional Solicitor General will thereafter verify the factum as set out. He further submits that if he has to distinguish any of those judgments, he will obtain the requisite instructions. The chart in terms of the last order be also filed.

The needful will be done and this process be completed within two weeks thereafter.

List all the batch of matters on 20th November, 2020.

(ASHA SUNDRIYAL)
AR-CUM-PS

(ANITA RANI AHUJA)
ASSISTANT REGISTRAR