

Listed on 21.1.2015  
Court No.  
Item No.

**SECTION XII**

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NOS. 15-16

(Application for modification/clarification of order dated 30.6.2014 in Civil Appeal Nos. 5877-5878 of 2014)

AND

INTERLOCUTORY APPLICATION NOS. 17-18

(Application for modification/clarification of order dated 30.6.2014 in Civil Appeal Nos. 5877-5878 of 2014 filed by Mr. B. Balaji, Advocate)

AND

INTERLOCUTORY APPLICATION NOS. 19-20

(Application for intervention in Civil Appeal Nos. 5877-5878 of 2014 filed by Mr. Subhashish Bhowmick)

WITH

INTERLOCUTORY APPLICATION NOS. 23-24

(Application for modification/clarification of order dated 30.6.2014 in Civil Appeal Nos. 5880-5881 of 2014)

WITH

CONTEMPT PETITION D. NO. 31358 OF 2014 IN INTERLOCUTORY APPLICATION NO. 24 OF 2014

WITH

INTERLOCUTORY APPLICATION NOS. 41-42

(Application for modification/clarification of order dated 30.6.2014 in Civil Appeal Nos. 5882-5883 of 2014)

WITH

INTERLOCUTORY APPLICATION NOS. 43-44

(Application for permission to file additional affidavit in Interlocutory Application Nos. 41-42 in Civil Appeal Nos. 5882-5883 of 2014)

WITH

CONTEMPT PETITION D. NO. 31357 OF 2014 OF 2014 IN CIVIL APPEAL NOS. 5882-5883 OF 2014

WITH

REVIEW PETITION NOS. 2628-2629 OF 2014

AND

REVIEW PETITION NOS. 201-202 OF 2015

WITH

INTERLOCUTORY APPLICATION NO. 3

(Application for modification/clarification in Civil Appeal No. 5879 of 2014)

WITH

REVIEW PETITION NO. 2624 OF 2014

WITH

INTERLOCUTORY APPLICATION NO. 3

(Application for modification/clarification in Civil Appeal No. 5884 of 2014)

CIVIL APPEAL NOS. 5877-5878 OF 2014

WITH

REVIEW PETITION NOS. 2025-2026 OF 2014 IN CIVIL APPEAL NOS. 5877-5878 OF 2014

...2/-

WITH  
REVIEW PETITION NOS. 2232-2233 OF 2014 IN CIVIL APPEAL NOS.  
5877-5878 OF 2014

WITH  
REVIEW PETITION NO. 2119 OF 2014

WITH  
REVIEW PETITION NO. 2424 OF 2014

WITH  
REVIEW PETITION NO. 2119 OF 2014 IN CIVIL APPEAL NO. 5884  
OF 2014

Secretary Tamil Nadu Public  
Service Commission

.....Appellant

Versus

A.B. Natarajan & Ors. etc.

....Respondents

**OFFICE REPORT**

The Interlocutory Applications above mentioned were listed before the Hon'ble Court on 19<sup>th</sup> November, 2014 when the Court was pleased to pass the following Order:-

**"The Union Public Service Commission, through its Secretary, is joined as party-respondent. Issue notice to the Union Public Service Commission, returnable on 21<sup>st</sup> January, 2015, at 2.00 p.m.**

**The Tamil Nadu Public Service Commission represented by Mr. M. Yogesh Kanna, learned Advocate -on-Record, shall do the needful by paying process fee and serving copies of these cases to the Commission."**

It is submitted that show cause notice in the main matter i.e. Interlocutory Application Nos. 15-18 in Civil Appeal Nos. 5877-5878 of 2014 has been issued to the Union Public Service Commission returnable for 21<sup>st</sup> January, 2015. Neither A.D card nor unserved cover containing the notice has been received back from the Union Public Service Commission.

**CIVIL APPEAL NOS. 5877-5878 OF 2014**

It is submitted that show cause notice in Interlocutory Application Nos. 15-16 was issued to 91 respondents in Civil Appeal No. 5877 of 2014 and 3 respondents in Civil Appeal No. 5878 of 2014 through speed post. Service of show cause notice in applications is complete on all the respondents except

respondent Nos. 5, 11-12, 15-16, 30-31, 33, 39, 40, 54, 77, 85, 88 and 91 in Civil Appeal No. 5877 of 2014. There are three respondents in Civil Appeal No. 5878 of 2014. Respondent Nos. 1 and 3 are represented through Ms. T. Anamika and Mr. B. Balaji, Advocates respectively in Civil Appeals. Respondent No. 2 is common in both the Civil Appeals.

It is further submitted that Mr. B. Balaji, Advocate for respondent No. 3 in Civil Appeal No. 5878 of 2014 has on 26<sup>th</sup> August, 2014 filed applications for clarification/modification of Court's order dated 30<sup>th</sup> June, 2014 on behalf of State of Tamil Nadu which have been registered as Interlocutory Application Nos. 17-18. Copy of the same has already been included in the Appeal paper books. As counsel for the petitioner has not filed spare copies, show cause notice could not be issued in Interlocutory Application Nos. 17-18.

It is further submitted that Mr. Subhashish Bhowmick, Advocate for the proposed intervenor has on 16<sup>th</sup> September, 2014 filed an application for intervention which have been registered as Interlocutory Application Nos. 19-20. Copy of the same is already placed with the appeal paper books.

It is lastly submitted that Ms. T. Anamika, Advocate for Mr. S. Madhavan, Appellant has on 26<sup>th</sup> September, 2014 filed affidavit tendering unconditional apology in filing the counter affidavit and requested therein to withdraw the counter affidavit. She has also on 7<sup>th</sup> November, 2014 and 11<sup>th</sup> November, 2014 filed counter affidavit in Interlocutory Application Nos. 16 and 18, respectively. Copy of the affidavits mentioned above have already been included in the Interlocutory Application paper books.

**REVIEW PETITION NOS. 2025-2026 OF 2014 IN CIVIL APPEAL NOS. 5877-5878 OF 2014**

It is submitted that Mr. M. Yogesh Kanna, Advocate has been filed Review Petition and the same has been registered as Review Petition Nos. 2025-2026 of 2014. Show cause notice in terms of the Hon'ble Court's order dated 27<sup>th</sup> August, 2014 was issued to

91 respondents in Review Petition No. 2025 of 2014 and 3 respondents in Review Petition No. 2026 of 2014 through speed post. Service report has been received in respect of Respondent Nos. 1 to 52 and from Respondent Nos. 53 to 93 in Review Petition No. 2025 of 2014 and Respondent Nos. 1 to 3 in Review Petition No. 2026 of 2014 could not be obtained as the bar coding was not available.

It is further submitted that Mr. Sureshan P., Advocate has filed a separate letter in Review Petition and Interlocutory Applications stating therein that he has accepted notice in respect of respondent Nos. 5, 6, 8, 10, 16, 20, 21, 25, 28, 29, 37, 41, 46, 49, 52, 63, 66 and 80. Mr. V.G. Pragasam, Advocate has also filed a letter stating therein that he has accepted notice in respect of respondent Nos. 4, 7, 9, 13, 15, 17, 19, 23, 24, 27, 35, 36, 42, 48, 51, 52, 55, 65 and 92 but they have not filed Vakalatnama/Appearance on their behalf.

It is further submitted that Ms. T. Anamika, Advocate for first respondent has on filed 7<sup>th</sup> November, 2014 filed counter affidavit in Review Petition No. 2026 of 2014 in Civil Appeal No. 5878 of 2014 and Mr. B. Rama Moorthy, Advocate for respondent Nos. 13, 30, 31, 33, 38, 53, 91 in Review Petition No. 2025 of 2014 in Civil Appeal No. 5877 of 2014. Copy of the same has been included in the Review Petition paper books.

**REVIEW PETITION NOS. 2232-2233 OF 2014 IN CIVIL APPEAL NOS. 5877-5878 OF 2014**

It is submitted that Mr. B. Balaji, Advocate has on 12<sup>th</sup> September, 2014 filed Review Petition to review the Hon'ble Court's order dated 30<sup>th</sup> June, 2014 alongwith application for condonation of delay and application for exemption from filing official translation and the same have been registered as Interlocutory Application Nos. 1-2 and 3-4. Copy of the same have already been placed with Civil Appeal paper books.

**CIVIL APPEAL NO. 5879 OF 2014**

It is submitted that Mr. V. Balachandran, Advocate has not filed sparec copies for effecting service on the respondents, hence show cause notice could not be issued on Interlocutory Application No. 3.

It is further submitted that there are two respondents in the instant Civil Appeal. Respondent No. 1 is represented through Mrs. Geetha Kovilan, Advocate. Respondent No. 2 is represented through Mr. B. Balaji, Advocate.

It is further submitted that Mr. V. Balachandran, Advocate has on 29th October, 2014 filed Supplementary affidavit in Interlocutory Application No. 3. Copy of the same has been included in the Interlocutory Application No. 3 paper books.

**REVIEW PETITION NO. 2624 OF 2014 IN CIVIL APPEAL NO. 5879 OF 2014.**

It is submitted that Mr. V. Balachandran, Advocate has on 7<sup>th</sup> November, 2014 filed Review Petition to review the Hon'ble Court's Order dated 30<sup>th</sup> June, 2014.

**CIVIL APPEAL NOS. 5880-5881 OF 2014**

It is submitted to the Hon'ble Court that in terms of order dated 24th August, 2014 show cause notice was issued in Interlocutory Application Nos. 23-24 to all the 10 respondents on 8th September, 2014 through speed post and proof of service has been received.

It is further submitted that Ms. T. Anamika, Advocate for respondent No. 1 in Civil Appeal Nos. 5880-5881 of 2014 has on 16th August, 2014 filed counter affidavit in the Interlocutory Application No. 24 and Mr. B. Ramanamurthy, Advocate has filed counter affidavit on 17th August, 2014 in Interlocutory Application Nos. 23-24 in respect of respondent Nos. 7, 9 and 10 respectively. Copy of the same has already been included in the Civil Appeal paper books.

Service of show cause notice in Interlocutory Application Nos. 23-24 is complete.

It is lastly submitted that Ms. T. Anamika, Advocate for Mr. S. Madhavan, Appellant has on 26<sup>th</sup> September, 2014 filed affidavit tendering unconditional apology in filing the counter affidavit and requested therein to withdraw the counter affidavit. She has also on 31<sup>st</sup> October, 2014 filed counter affidavit in Interlocutory Application Nos. 23-24. Copy of the affidavits mentioned above have already been included in the Interlocutory Application paper books.

**CONTEMPT PETITION D.NO. 31358 OF 2014 IN CIVIL APPEAL NO. 5880-5881 OF 2014**

It is submitted that Mr. V.G. Pragasam, Counsel for the petitioner has on 22<sup>nd</sup> September, 2014 filed Contempt Petition in Interlocutory Application No. 24 in Civil Appeal Nos. 5880-5881 of 2014 which is defective for the reason that the same does not comply with the requirement of Rules 3 to regulate proceeding for contempt of Supreme Court Rules, 1975. The Petition is being circulated before the Hon'ble Court in view of the order dated 22<sup>nd</sup> September, 2014.

**REVIEW PETITION D.NO. 37351 OF 2014 IN CIVIL APPEAL NO. 5880-5881 OF 2014**

It is submitted that Mr. V.G. Pragasam, Advocate has on 14<sup>th</sup> November, 2014 filed Review Petition to review this Hon'ble Court's order dated 30<sup>th</sup> June, 2014 alongwith application for condonation of delay in filing Review Petition and application for oral hearing in open Court, which are defective for the following reasons that cause title of the Review Petition is wrong. Unregistered Review Petition is placed alongwith main Civil Appeal paper books.

**CIVIL APPEAL NOS. 5882-5883 OF 2014**

It is submitted that in terms of the Hon'ble Court's order quoted above, show cause notice was issued in Interlocutory Application Nos. 41-42 to all the 11 respondent through speed post on 4<sup>th</sup> September, 2014 and proof of service has been received from all the respondents.

It is further submitted that Ms. T. Anamika, Advocate has filed counter affidavit on 16<sup>th</sup> Sepember, 2014 in respect of respondent No. 1 in Interlocutory Application No. 42. Mr. B. Ramanamurthy, Advocate has on 17<sup>th</sup> September 2014 filed counter affidavit in respect of respondent No. 7, 9, 10 & 3 to 6 in Interlocutory Application Nos. 41-42. Copy of same have been included in the Special Leave Petition paper books.

Service of show cause notice in Interlocutory Application Nos. 41-42 is complete.

It is lastly submitted that Ms. T. Anamika, Advocate for Mr. S. Madhavan, Appellant has on 26<sup>th</sup> September, 2014 filed affidavit tendering unconditional apology in filing the counter affidavit and requested therein to withdraw the counter affidavit. She has also on 31<sup>st</sup> October, 2014 filed counter affidavit in Interlocutory Application Nos. 42-43. Copy of the affidavits mentioned above have already been included in the Interlocutory Application paper books.

**CONTEMPT PETITION D. NO. 31357 OF 2014 IN CIVIL APPEAL NOS. 5882-5883 OF 2014**

It is submitted that Mr. Sureshan P., Counsel for the petitioner has on 22<sup>nd</sup> September, 2014 filed Contempt Petition in Civil Appeal Nos. 5882-5883 of 2014 which is defective for the reason that the same does not comply with the requirement of Rules 3 to regulate proceeding for contempt of Supreme Court Rules, 1975. The Petition is being circulated before the Hon'ble Court in view of the order dated 22<sup>nd</sup> September, 2014.

**INTERLOCUTORY APPLICATION NOS. 43-44 OF 2014 in INTERLOCUTORY APPLICATION NOS. 41-42 OF 2014.**

It is further submitted that Mr. Ashok K. Mahajan, Advocate has filed an application for permission to file Additional affidavit on record and the same is registered as Interlocutory Application Nos. 43-44. Copy of the same has been included in the appeal paper books.

**REVIEW PETITION NOS. 2628-2629 OF 2014 IN CIVIL APPEAL NOS 5882-5883 OF 2014**

It is submitted that Mr. Sureshan P., Advocate has on 27<sup>th</sup> October, 2014 filed Review Petition to review the Hon'ble Court's Order dated 30<sup>th</sup> June, 2014, which has been registered as Review Petition Nos. 2628-2629 of 2014.

**REVIEW PETITION NOS. 201-202 OF 2015 IN CIVIL APPEAL NOS 5882-5883 OF 2014**

It is submitted that Mr. Ashok . Mahajan, Advocate has on 17th Ocotebr, 2014 filed Review Petition to review the Hon'ble Court's Order dated 30<sup>th</sup> June, 2014, which has been registered as Review Petition Nos. 201-202 of 2015.

**CIVIL APPEAL NO. 5884 OF 2014**

It is submitted that Mr. Balaji Srinivasan, Counsel for the Appellant has filed Review Petition to review the Hon'ble Court's order dated 30<sup>th</sup> June, 2014 which has been registered as Review Petition No. 2119 of 2014 and is placed before the Hon'ble Court.

It is further submitted that Mr. Balaji Srinivasan, Counsel for the Appellant has not filed spare copies, therefore, show cause notice could not be issued in Interlocutory Application No. 3.

**REVIEW PETITION NO. 2129 OF 2014 IN CIVIL APPEAL NO. 5884 OF 2014**

It is submitted that Mr. Balaji Srinivasan, Advocate has on 14<sup>th</sup> August, 2014 filed Review Petitions to review the Hon'ble Court's order dated 30<sup>th</sup> June, 2014 alongwith applications for condonation of delay, exemption from filing certified copy, stay and grant of personal hearing and the same have been registered as Interlocutory Application Nos. 1, 2,3 & 4 respectively.

The applications alongwith the matters above mentioned are listed before the Hon'ble Court with this office report.

Dated this, the 20<sup>th</sup> day of January, 2015

ASSISTANT REGISTRAR

COPY TO:

Mr. M. Yogesh Kanna, Advocate  
Mr. B. Balaji, Advocate  
Mr. Balaji Srinivasan, Advocate  
Mr. B. Ramanamurthy, Advocate  
MS. T. Anamika, Advocate  
Mr. C.K. Sasi, Advocate  
Mr. Subhashish Bhowmick, Advocate  
Ms. Geetha Kovilan, Advocate  
Mr. Sureshan P., Advocate  
Mr. V.G. Pragasam, Advocate  
Mr. Ashok k. Mahajan, Advocate

ASSISTANT REGISTRAR

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