

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. _____

(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

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

WITH

INTERLOCUTORY APPLICATION NO. 3

(Application for modification/clarification in Civil Appeal No. 5879 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 NO. 2119 OF 2014 IN CIVIL APPEAL NO. 5884 OF 2014

WITH

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

WITH

REVIEW PETITION NOS. 2232-2233 OF 2014 IN CIVIL APPEAL NOS. 5877-5878 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 27th August, 2014 when the Court was pleased to pass the following Order:-

"I.A.Nos.15-16/2014 in CA.Nos.5877-78/2014, I.A.No.3/2014 in C.A.No.5879/2014, I.A.Nos.23-24/2014 in C.A.Nos.5880-5881/2014, I.A.Nos.41-42/2014 in C.A.Nos.5882-5883/2014, I.A.No.3/2014 in C.A.No.5884/2014 and I.A.No...../2014 in C.A.No.5878/2014 :

Issue notice on these applications returnable on 23rd September, 2014.

List on 23rd September, 2014, at 2.00 p.m.

Status quo, as on today, shall be maintained until further orders.

R.P.(C)No...../2014 (Diary No.25905/2014) :

Taken on board.

Issue notice.

List this matter on 23rd September, 2014, along with I.A.Nos.15-16/2014 in CA.Nos.5877-78/2014 and batch."

CONTEMPT PETITION D. NOS. 31357 AND 31358 OF 2014

AND thereafter the Contempt Petitions above mentioned were mentioned before the Hon'ble Court on 22nd September, 2014 when the Hon'ble Court was pleased to directed to list the said petitions on 23rd September, 2014 at 2.00 P.M. before an appropriate Bench.

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.

...3/-

It is further submitted that Mr. B. Balaji, Advocate for respondent No. 3 in Civil Appeal No. 5878 of 2014 has on 26th August, 2014 filed applications for clarification/modification of Court's order dated 30th 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 lastly submitted that Mr. Subhashish Bhowmick, Advocate for the proposed intervenor has on 16th September, 2014 filed an application for intervention but he has not served copy of the same on Mr. Balaji Srinivasan and Mr. C.K. Sasi, Advocates and as Interlocutory Applications for modification in which application for intervention is filed pending, copy of the unregistered application for intervention is being circulated before the Hon'ble Court with this office report.

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 27th 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.

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.

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.

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 22nd 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 22nd September, 2014.

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 4th 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 16th September, 2014 in respect of respondent No. 1 in Interlocutory Application No. 42. Mr. B. Ramanamurthy, Advocate has on 17th 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.

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 22nd 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 22nd September, 2014.

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 30th 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.

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

Dated this, the 22nd day of September, 2014

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

ASSISTANT REGISTRAR

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