

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

CONMT.PET.(C) No.832/2018 in C.A. No.2703/2017

RAVINDRA KUMAR &amp; ORS.

Petitioner(s)

VERSUS

ANJANI KUMAR SINGH &amp; ORS.

Respondent(s)

WITH

CONMT.PET.(C) No. 887/2018 in C.A. No. 2703/2017 (XVI)

(FOR ADMISSION and IA No.45978/2018-EXEMPTION FROM FILING O.T.)

CONMT.PET.(C) No. 950-951/2018 in C.A. No. 2788-2789/2017 (XVI)

(FOR ADMISSION and IA No.44049/2018-EXEMPTION FROM FILING O.T.)

CONMT.PET.(C) No. 886/2018 in C.A. No. 2703/2017 (XVI)

(FOR ADMISSION and IA No.46171/2018-PERMISSION TO FILE CONTEMPT PETITION)

CONMT.PET.(C) No. 927-933/2018 in C.A. No. 2760-2766/2017 (XVI)

(FOR ADMISSION and IA No.39334/2018-EXEMPTION FROM FILING O.T.)

CONMT.PET.(C) No. 885/2018 in C.A. No. 2792/2017 (XVI)

(FOR ADMISSION)

CONMT.PET.(C) No. 948-949/2018 in C.A. No. 2788-2789/2017 (XVI)

(FOR ADMISSION and IA No.44051/2018-EXEMPTION FROM FILING O.T.)

CONMT.PET.(C) No. 981/2018 in C.A. No. 2703/2017 (XVI)

(FOR ADMISSION)

CONMT.PET.(C) No. 1027/2018 in C.A. No. 2703/2017 (XVI)

(FOR ADMISSION)

CONMT.PET.(C) No. 1028/2018 in C.A. No. 2703/2017 (XVI)

(FOR ADMISSION)

CONMT.PET.(C) No. 1029/2018 in C.A. No. 2703/2017 (XVI)

(FOR ADMISSION)

CONMT.PET.(C) No. 1030/2018 in C.A. No. 2703/2017 (XVI)

(FOR ADMISSION)

CONMT.PET.(C) No. 1031-1032/2018 in C.A. No. 2788-2789/2017 (XVI)

(FOR ADMISSION and IA No.63779/2018-AN APPLICATION SEEKING EXEMPTION FROM FILLING OFFICIAL TRANSLATION)

CONMT.PET.(C) No. 1033-1034/2018 in C.A. No. 2788-2789/2017 (XVI)

(FOR ADMISSION)

CONMT.PET.(C) No. 1188/2018 in C.A. No. 2703/2017 (XVI)

(FOR ADMISSION and IA No.72107/2018-EXEMPTION FROM FILING O.T.)

CONMT.PET.(C) No. 1223/2018 in C.A. No. 2703/2017 (XVI)

CONMT.PET.(C) No. 1742-1743/2018 in C.A. No. 2788-2789/2017 (XVI)  
(FOR ADMISSION and IA No.116376/2018-EXEMPTION FROM APPOINTMENT OF OFFICIAL TRANSLATOR)CONMT.PET.(C) No. 1744-1745/2018 in C.A. No. 2788-2789/2017 (XVI)  
(FOR ADMISSION and IA No.129333/2018-EXEMPTION FROM APPOINTMENT OF OFFICIAL TRANSLATOR)

CONMT.PET.(C) No. 1746/2018 in C.A. No. 2703/2017 (XVI)

(FOR ADMISSION)  
CONMT.PET.(C) No. 1747/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 1749/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 1748/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 1750/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 1754/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION and IA No.137050/2018-EXEMPTION FROM APPOINTMENT OF  
OFFICIAL TRANSLATOR)  
CONMT.PET.(C) No. 1755/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION and IA No.137055/2018-EXEMPTION FROM APPOINTMENT OF  
OFFICIAL TRANSLATOR)  
CONMT.PET.(C) No. 1756/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2103/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2161-2162/2018 in C.A. No. 2788-2789/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2159-2160/2018 in C.A. No. 2788-2789/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2163-2164/2018 in C.A. No. 2788-2789/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2157-2158/2018 in C.A. No. 2788-2789/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2193/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2194/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2195/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2196/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2197/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2198/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION)  
CONMT.PET.(C) No. 2199/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION and IA No.175799/2018-EXEMPTION FROM FILING O.T.)  
CONMT.PET.(C) No. 2200/2018 in C.A. No. 2703/2017 (XVI)  
(FOR ADMISSION and IA No.177190/2018-EXEMPTION FROM APPOINTMENT OF  
OFFICIAL TRANSLATOR and IA No.177205/2018-PERMISSION TO FILE  
ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)  
CONMT.PET.(C) No. 2206-2207/2018 in C.A. No. 2788-2789/2017 (XVI)  
(FOR ADMISSION)

Date : 13-12-2018 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA  
HON'BLE MR. JUSTICE VINEET SARAN

**For Petitioner(s)**

Mr. Animesh Kumar, Adv.  
Mr. Sumit Kumar, Adv.  
Mr. Neeraj Shekhar, AOR  
Mr. Ashutosh Thakur, Adv.

Mr. Manish Kumar Saran, AOR  
Mr. Bijay Kr. Sinha, Adv.  
Mr. Yash Prakash Sharma, Adv.

Mr. Ajay Kumar Singh, AOR  
Mr. Ramesh Kumar Tiwari, Adv.  
Mr. Vinay Kumar, Adv.  
Mr. Satyendra Srivastav, Adv.

Mr. Anil Kumar Jha, AOR  
Ms. Vijayalaxmi Jha, Adv.

Mr. Prem Sunder Jha, Adv.  
Ms. Manjula Gupta, AOR

Mr. Anupam Lal Das, AOR  
Mr. Anirudh Singh, Adv.  
Mr. Krishanu Barua, Adv.

Mr. Naveen Kr. Singh, Adv.  
Mr. Chandra Bhushan Prasad, AOR

Mr. Ajit Kumar Sinha, Sr. Adv.  
Mr. Ashwarya Sinha, AOR

Mr. Joby P. Varghese, AOR  
Mr. Sangam Kumar, Adv.

**For Respondent(s)**

Mr. Vijay Hansaria, Sr. Adv.  
Mr. Gopal Prasad, AOR  
Mr. S.K. Singh, Adv.

Mr. Rajeev Singh, AOR  
Mr. Prabhuddha Singh, Adv.  
Mr. S.N. Mishra  
Mr. Dhruva Narayan Singh

Mr. Dinesh Dwivedi, Sr. Adv.  
Ms. Abha R. Sharma, AOR  
Mr. D.D. Parnav, Adv.  
Ms. Sujeeta Srivastava, Adv.

Mr. S. Wasim A. Qadri, Adv.  
Mr. Col. Pranav Kumar

Mr. Zaid Ali, Adv.  
Mr. Tamim Qadri, Adv.  
Mr. Saed Qadri, Adv.  
Mr. Udit Singh, AOR

Mr. Atul Kumar, AOR  
Mr. Ajay Amritraj, Adv.  
Ms. Sweety Singh, Adv.  
Mr. Abhimanyu, Adv.  
Mr. Rahul Pandey, Adv.  
Mr. Tushar Juneja, Adv.  
Mr. Sankalp Agarwal, Adv.  
Mr. Gaurav Jadav, Adv.

Mr. Rakesh K. Khanna, Sr. Adv.  
Mrs. Sunita Singh, Adv.  
Mr. Mohd. Fuzail Khan, Adv.  
Ms. Shefali Jain, Adv.  
Mr. Prakash Kumar Singh, Adv.  
Mr. Rajesh Prasad Singh, AOR  
Mr. Amit Mishra, Adv.

Mr. Kanhaiya Priyadarshi, Adv.

Mr. Satya Prakash Sharan, Adv.  
Dr. Ananda Kumar, Adv.  
Mr. Awanish Kumar, AOR

Mr. Sanjeev Kumar, Adv.  
Mr. Naik H.K., Adv.  
Mr. Raj N., Adv.

Mr. Azmat H. Amanullah, Adv.

Mr. Atul Jha, Adv.  
Mr. Sandeep Jha, Adv.  
Mr. Dharmendra Kumar Sinha, Adv.

**UPON hearing the counsel the Court made the following**

**O R D E R**

**Heard learned counsel for the parties.**

**We perused the reply filed by State of Jharkhand. With respect to the incumbents from serial nos.1 to 114 payment of salary has been approved and released on the different dates mentioned in the affidavit.**

With respect to incumbents at serial no.115 to 143, it has been stated that in compliance of the order dated 24.09.2018 passed by this Court, State Government after hearing the parties has disallowed the claim vide order dated 07.12.2018 on the basis of the communication made by the college on 02.02.2018 forwarded by the University to the State Government regarding non-fulfilment of conditions as laid down by this Court.

It is also pointed out that with respect to the incumbents at serial no.144 to 150 the salary has been approved and released on 07.12.2018.

With respect to incumbent at serial no.151, namely, Sunil Kumar it is pointed out that University has to take the steps for fixation and for doing the needful.

With respect to incumbent at serial no.152 it has been pointed out that he has left the KCB college in 1996 and had joined the service on regular basis pursuant to recommendation made by the Bihar College Service Commission.

With respect to incumbent at serial no.153, 154 and 155 University has to do the needful at the first instance.

In the circumstances, we dispose of Contempt Petitions which have filed by the incumbents at serial no.1 to 114 and serial no.144 to 150 and 151, namely, Anil Kumar.

With respect to incumbents at serial no.152 to 155, we request the University as well as the State Government to do the needful within a period of six weeks from today.

We direct the University to communicate its view within six

weeks and thereafter State Government to decide the same within four weeks.

Contempt Petitions of remaining petitioners are kept pending.

The incumbents to whom payment has been made also stands disposed of. However, with respect of remaining the same be listed in the third week of January, 2019. Reply, if any, be filed.

In Contempt Petition No.887/2018, the petitioner has not been granted salary, it is ordered that the said question may be raised before appropriate forum in appropriate proceedings. With the above liberty, the contempt petition is disposed of.

In Contempt Petition Nos.1742-1743/2018, we request learned counsel for the petitioner(s) to furnish copy of the petition to Shri Gopal Prasad, counsel for the State of Jharkhand and reply be filed before third week of January, 2019.

Let the University pay the amount which has been received by it and also the amount payable by it in the account of the concerned individuals.

We also request the State of Bihar to file a compilation indicating compliance along with case numbers and the name of the petitioner(s). Let the copies of the contempt petitions be handed over to the learned counsel appearing for the State of Bihar as well as to the learned counsel for the Universities concerned within three days from today. Universities are also directed to ensure compliance and file compliance report to this court.

Contempt Petition(C) No.1755/2018 in C.A. No.2703/2017

Let a copy of the petition be handed over to the State as well

as to the University. Reply, if any, be filed within two weeks.

List all the matters on 15.01.2019.

(ARJUN BISHT)  
COURT MASTER (SH)

(VIDYA NEGI)  
COURT MASTER (NSH)