

**SECTION XII**

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

**CONTEMPT PETITION (CIVIL) NOS. 272-273 OF 2016**

IN

**CONTEMPT PETITION (CIVIL) NOS. 339 & 340 OF 2013**

IN

**CIVIL APPEAL NO. 8468 OF 2003**

WITH

**INTERLOCUTORY APPLICATION NOS. 5-6 AND 7-8**

(Applications for Appeal against Registrar's  
order dated 9/1/2016 in Interlocutory Application D. No.  
93283/2015 and 91818 of 2015)

IN

**Contempt Petition(C) Nos. 339 & 340 of 2013**

AND

**INTERLOCUTORY APPLICATION NOS. 1-2**

(Applications for intervention to intervene in **Contempt Petition  
Nos. 272-273 of 2016** filed by Mr. G. Balaji, Advocate)

AND

**INTERLOCUTORY APPLICATION NOS. 3-4**

(Applications for intervention to intervene in **Contempt Petition  
Nos. 272-273 of 2016** filed by Mr. S. Thananjayan, Advocate)

C. Chakkarvarthy & Ors.

...Petitioners

Versus

Manoj Parida, I. A. S. & Ors.

...Alleged Contemnors

**OFFICE REPORT**

The Contempt Petition Nos. 272-273 of 2016 in Contempt  
Petition Nos. 339 & 340 of 2013 in the matters above  
mentioned were listed before the Hon'ble Court on 9<sup>th</sup> May,  
2016, when the Court was pleased to pass the following  
order:-

"Mr. V.Giri, learned senior counsel  
who appears on behalf of the Chief  
Secretary, Government of  
Puducherry-respondent No.1 submits that  
the State Government is in the process of  
implementing the directions issued by  
this Court in letter and spirit. He  
submits that two DPC meetings have  
already been conducted in this regard. He  
seeks some time to file an affidavit  
to that effect.

List after summer vacations.

Needful be done in the meantime."

It is further submitted that Mr. G. Balaji, Advocate has on 18<sup>th</sup> November, 2015 and Mr. S. Thananjayan, Advocate for the proposed intervenor in Contempt Petition has on 24<sup>th</sup> November, 2015 filed applications for modification in Contempt Petition(C) No. 339 of 2013 of the Order of this Hon'ble Court's Order dated 16.10.2015 passed in Contempt Petition(C) Nos. 339 and 340 of 2013 in Civil Appeal No. 8468 of 2003, but both the applications for the modification were refused to receive vide Ld. Registrar's Order dated 9.1.2016 (Copy enclosed).

It is further submitted that Interlocutory Application Nos. 5-6 and 7-8, Applications for Appeal against Registrar's order dated 9/1/2016 in Interlocutory Application D. No. 93283/2015 and 91818 of 2015 in Contempt Petition(C) Nos. 339 & 340 of 2013 were listed before the Hon'ble Court on 10<sup>th</sup> May, 2016, when the Court was pleased to pass the following order:-

**"Post along Contempt Petition @ Nos. 272-273 of 2016 and 339 & 340 of 2013 in Civil Appeal No. 8468 of 2003 after ensuing summer vacation."**

It is further submitted that Mr. S. Thananjayan, Advocate has on 12<sup>th</sup> May, 2016 filed Application to intervene in Contempt Petition No. 272-273 of 2016 which has been registered as Intelocutory Application Nos. 3-4.

It is further submitted that Mr. G. Balaji, Advocate has on 17<sup>th</sup> June, 2016 filed Application to intervene in Contempt Petition No. 272-273 of 2016 which has been registered as Intelocutory Application Nos. 1-2.

It is submitted that in compliance to the order quoted above, Mr. V.G. Pragasam, Advocate has on 30<sup>th</sup> June, 2016 filed reply affidavit on behalf of all the Alleged Contemnors but he has filed Vakalatnama and appearance only on behalf of Alleged Contemnor Nos. 1 and 3. Copy of the same Copies of the same has already been included in the paper books.

Thereafter, the matters above mentioned were listed before the Hon'ble Court on 5<sup>th</sup> July, 2016, when the Court was pleased to pass the following order:-

"Mr. K.V. Vishwanathan, learned senior counsel, submitsthat while the petitioners in the contempt petition and a large number of others similarly situate have been promoted to the next higher post of Assistant Engineers and further to the post of Executive Engineers in terms of several promotion orders issued by the Government, no posting orders have been issued in their favour so far. This according to learned counsel renders promotion orders, issued to the petitioners and others, meaningless.

Mr. V. Giri, learned senior counsel appearing for the State Government, however, submits that while the promotion orders have been issued and copies thereof placed on record, the the State Government would require four weeks' further time to issue requisite posting orders in favour of those promoted. These petitions shall therefore be adjourned to be posted again in the second week of August 2016. Needful shall be done in the meantime. M/s. Giri and Vishwanathan may in the meantime file their objections, if any, to all the pending applications also."

It is further submitted that Mr. V.G. Pragasam, Counsel for the Contemnor No. 1 has on 3<sup>rd</sup> August, 2016 filed affidavit in Intelocutory Application Nos. 1-2 in Contempt Petition Nos. 272-273 of 2016. Copy of the same is included in the Intelocutory Applications paper books.

It is submitted that in compliance to the order dated 5<sup>th</sup> July, 2016, Mr.V.G. Pragasam, Counsel for the Contemnor No. 1 has on 3<sup>rd</sup> August, 2016 filed affidavit in Contempt Petition Nos. 272-273 of 2016. Copy of the same is included in the Contempt Petition paper books.

It is further submitted that Mr. V.G. Pragasam, Counsel for the Contemnor No. 1 has on 3<sup>rd</sup> August, 2016 filed affidavit in Intelocutory Application Nos. 3-4 in Contempt Petition Nos. 272-273 of 2016. Copy of the same is included in the Intelocutory Applications paper books.

Subsequently, the matters were mentioned before the Hon'ble Court on 16<sup>th</sup> December, 2016, when the Hon'ble Court was pleased to pass the following order:-

**"The matter to retain its position."**

It is lastly submitted that Mr. G. Balaji, Counsel for the Petitioner has on 10<sup>th</sup> January, 2017 filed separate volume of Additional Affidavit in Interlocutory Application Nos. 1-2 in Contempt Petition Nos. 272-273 of 2016. The copy of the same is placed with Civil Appeal paper books.

The Contempt Petitions alongwith applications above mentioned in the matter above mentioned are listed before the Hon'ble Court with this office report.

Dated this the 14<sup>th</sup> day of January, 2017.

**ASSISTANT REGISTRAR**

Copy to: Mr. A. Venayagam Balan  
Mr. B. Balaji, Advocate  
Mr. G. Balaji, Advocate  
Mr. S. Thananjayan, Advocate  
Mr. V.G. Pragasam, Advocate

**ASSISTANT REGISTRAR**

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