

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

WRIT PETITION (C) NOS. 89 AND 167 OF 2015
(UNDER ARTICLE 32 OF THE CONSTITUTION OF INDIA)

WITH

INTERLOCUTORY APPLICATION NOS. 2 AND 3
(APPLICATIONS FOR DIRECTION AND EXEMPTION FROM FILING O/T IN WP(C)
NO. 167/2015)

ANJALI SHARMA & ORS. ETC.

...PETITIONERS

-VERSUS-

STATE OF U.P. & ORS. ETC.

...RESPONDENTS

OFFICE REPORT

It is submitted that the writ petitions above-mentioned were listed before the Hon'ble Court on 05.05.2015, when the Court was pleased to pass the following Order:

"It is submitted by Mr. Venkataramani, learned senior counsel appearing for the State of U.P. that in pursuance of the order passed by this Court, as of today, 54464 posts have been filled up. Elaborating the said submission, it is put forth by Mr. Venkataramani that the said number of candidates have joined the posts. Be that as it may, as has been stated on earlier occasion, the said appointments are subject to result of the special leave petition and no right shall accrue in favour of the appointees. The Court shall work out the equities at the time of final disposal of the case.

At this juncture, Ms. A. Sharda Devi, learned counsel appearing for some of the respondents in Civil Appeal No.4349 of 2014, submitted that number of candidates who have not passed the TET examination have been appointed. If the allegation is correct, it is an extremely serious matter. Liberty is granted to the learned counsel to file an affidavit within a week hence. Learned counsel for the State shall verify the same and if it is found that some candidates have been appointed who do not meet the criteria fixed by us, their services shall be terminated forthwith. The list of candidates who have been appointed by the State shall be put in the website within three weeks with all relevant particulars. Needless to say, the State shall file the counter affidavit where it is arrayed as a respondent and also file the requisite affidavit in terms of the order passed by this Court on 25.02.2015.

Let the matter be listed for hearing at 2.00 p.m. on 6.07.2015 and if the hearing is not concluded on that day, it shall be listed for further hearing at 2.00 p.m. on 13.07.2015. Learned counsel for the parties are to come ready, for no adjournment shall be granted on any count."

W.P. (C) No. 89 of 2015:

It is submitted that pursuant to afore-said order, no requisite affidavit has been filed by the State of U.P. vide order dated 25.02.2015 till date.

W.P. (C) No. 167 of 2015:

It is submitted that pursuant to afore-said order, no requisite affidavit has been filed by the State of U.P. till date.

It is further submitted that show cause notice vide order dated 10.04.2015 has been issued to all the four respondents. No one has entered appearance on behalf of respondent Nos. 1 & 4 though served with notice. Neither A.D. Card nor unserved cover has been received from respondent Nos. 2 & 3 so far. Counsel for the petitioners has not filed affidavit of dasti service so far. Service of notice is not complete on respondent Nos. 2 & 3.

It is further submitted that Mr. Amit Pawan, Advocate has on 11.05.2015 filed application for direction along with application for exemption from filing official translation. The said applications have been registered as I.A. Nos. 2 and 3 respectively and the same were mentioned before the Hon'ble Court on 15.05.2015, when the Court was pleased to pass the following order:

"Issue notice on the interlocutory applications."

It is further submitted that pursuant to afore-said order, notice on I.A. Nos. 2 and 3 has been issued to all the four respondents by registered A.D. on 28.05.2015. Neither A.D. Card nor unserved cover has been received from the respondents so far.

Service of notice in I.As. not complete.

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

Dated this the 1st day of July, 2015.

Copy to:
Mr. Vipin Kumar Jai, Advocate
Mr. Amit Pawan, Advocate

ASSISTANT REGISTRAR