

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

CONTEMPT PETITION (C) NOS. 411, 571 & 572 OF 2014, 33, 34, 38, 46, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 120, 121, 127, 128, 129, 131, 132, 133, 134, 149, 150, 151, 152, 153, 154, 155, 283, 284, 285, 286, 287, 288, 290, 291, D.Nos. 12967, 21713, 25425, 25424, 25423, 25427, 25426, 25583, 25577, 25581, 23904, 25578, 25579, 25431, 25432, 26077, 26256, 26078 & 25430 OF 2015 AND D.Nos. 8429, 18567, 20025, 23037 & 27528 of 2016

IN

WRIT PETITION (C) NO. 246 OF 2011

WITH

CONTEMPT PETITION (C) NO. 157, 158 AND 174 OF 2015

IN

WRIT PETITION (C) NO. 510 OF 2011

WITH

CONTEMPT PETITION (C) NO. 385, 450 OF 2014 AND 50 OF 2015

IN

WRIT PETITION (C) NO. 264 OF 2012

AVISHEK RAJA & ORS. ETC. ETC.

...PETITIONERS

-VERSUS-

SANJAY GUPTA ETC. ETC.

...RESPONDENTS

OFFICE- REPORT

It is submitted that the matters above-mentioned were listed before the Hon'ble Court on 04.10.2016 with office report dated 03.10.2016, when the Court was pleased to pass, *inter alia*, the following Order:

"We have heard the learned counsels for the parties. We have considered the status reports filed by the Labour Commissioners of the concerned States.

The monitoring in respect of State of Nagaland is closed. So far as the State of Maharashtra is concerned, the State is granted further two weeks' time to file its response.

Insofar as the States of Uttar Pradesh, Himachal Pradesh, Uttarakhand, Manipur, Madhya Pradesh, Chhattisgarh, Delhi and Jharkhand are concerned, we direct that all revenue recovery proceedings which are pending shall be completed at the earliest.

In respect of such of the defaulting units against whom recovery proceedings have not been initiated, the same shall be initiated and completed at the earliest.

In all cases where there is a dispute with regard to the amount payable, we direct the State Governments to act under the provisions of Section 17(2) of the Working Journalists and Other Newspaper Employees (Conditions of Service) and Miscellaneous Provisions Act, 1955. The concerned Labour Court will finalize its award expeditiously and send the same to the State Government for due execution.

Insofar as the legal issues that have to be heard and decided are concerned, Shri Colin Gonsalves, learned senior counsel, who had agreed to identify and carve out the principles that would be required to be decided in these cases, is granted two weeks further time to formulate the said questions and file appropriate written notes.

We make it clear on the next date fixed, the Court will hear the aforesaid legal questions and pass necessary orders thereon.

List these matters on 8th November, 2016 at 2.00 p.m.

On the said date i.e. 8th November, 2016, status report with regard to the implementation of the Majithia Wage Board recommendations in respect of the following five States shall be placed before the Court for consideration:

- (1) Tamil Nadu
- (2) Kerala
- (3) Andhra Pradesh
- (4) Karnataka
- (5) Telangana

We also direct that copies of the status reports filed by all the States till date be circulated to the learned counsels appearing for the contesting establishments.

Contempt Petition(C)No.570/2014 In W.P.(C) No. 246/2011

Leave sought for withdrawal of the contempt petition is allowed. This contempt petition is accordingly closed.

All pending applications shall also stand disposed of."

It is submitted that pursuant to the aforesaid order, certified copy of the order dated 04.10.2016 has been issued to all the concerned authorities/States for information and necessary action.

It is further submitted that pursuant to the aforesaid order, following documents have been filed (copies included):

C.P(C).No.	Filed By (Adv.)	Filed on	Documents
411/2014	Nishant R. Katneshwarkar	04.10.2016	Affidavit on behalf of Labour Commissioner of State of Maharashtra
385/2014	Satya Mitra	17.10.2016	Legal submissions on behalf of petitioners - Part 1-20(j)
411/2014	Ahmad Nadeem, Labour Commissioner	01.10.2016	Status report on behalf of State of Telangana
411/2014	Ruchi Kohli	06.10.2016	Additional affidavit on behalf of State of Rajasthan
411/2014	V.N. Raghupathy	27.10.2016	Additional affidavit of Labour Commissioner on behalf of State of Karnataka
411/2014	B.K. Mishra	07.11.2016	Objections on behalf of respondents to the compliation/comprehensive report.
411/2014	Rachna Srivastava	07.11.2016	Affidavit on behalf of State of Uttarakhand in compliance of order dated 04.10.2016.

It is further submitted that Mr. Rameshwar Prasad Goyal, Advocate has filed three separate contempt petitions, which have been registered as C.P.(C) D.Nos. 33441, 33442 and 36110 of 2016 respectively (copies of the same as separate paper books are placed with paper books of above-mentioned contempt petitions).

It is lastly submitted that copies of the status reports filed by all the states have been circulated to the counsels appearing for the contesting establishments

Service of notice is complete.

The Contempt Petitions above mentioned are listed before Hon'ble Court with this Office Report.

Dated this the 7th day of November, 2016.

ASSISTANT REGISTRAR

COPY TO:

Mr. P. George Giri, Adv.
Mr. Parmanand Pandey, Adv.
Mr. Abhinav Mukherji, Adv.
Mr. H. K. Chaturvedi, Adv.
Mr. Nitin Kumar Thakur, Adv.
Mr. Rajan K. Chaurasia, Adv.
Mr. Shekhar Kumar, Adv.
Mr. Praveen Swarup, Adv.
Mr. Satish Kumar, Adv.
Mr. Raj Singh Rana, Adv.
Mr. P.N. Puri, Adv.
Mr. Rakesh Mishra, Adv.
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Mr. A. Raghunath, Adv.
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Ms. Anuradha Mutatkar, Adv.
Ms. Pragya Baghel, Adv.
Mr. Gautam Awasthi, Adv.
Mr. V.D. Khanna, Adv.
Mr. Birendra Kumar Mishra, Adv.
Mr. Ranjan Mukherjee, Adv.
Ms. Hemantika Wahni, Adv.
Mr. K. Enatoli Sema, Adv.
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Mr. C.D. Singh, Adv.
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M/s. Arputham Aruna & Co., Adv.
Mr. Nitin Kumar Thakur, Adv.
Mr. Samir Alir Khan, Adv.
Mr. Chirag M. Shroff, Adv.
Ms. Rachana Srivastava, Advocate

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