

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

CONTEMPT PETITION (C) NOS. 411, 570, 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 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 14.03.2016 with office report dated 11.03.2016, when the Court was pleased to pass the following Order:

"All these cases will now be heard finally on 19th July, 2016. Registry is directed to list the cases on the top of the list on the said date.

The reports submitted on behalf of the States of Meghalaya, Himachal Pradesh and the Union Territory of Puducherry are taken on record and we have perused the same.

Insofar as the States and Union Territories in respect of which reports have been filed and compliance of the order of this Court is partial, we make it clear that all concerned establishments which are yet to comply with the order of the Court would do so on or before the date fixed i.e. 19th July, 2016.

So far as the States of Uttar Pradesh (partial), Uttarakhand, Odisha, West Bengal, Telangana, Andhra Pradesh, Karnataka, Tamil Nadu, Kerala, Goa and Assam are concerned, we direct that the reports in terms of this Court's Order dated 28th April, 2015 be filed on or before the 5th July, 2016, failing which the Chief Secretaries of the States will appear in-person on 19th July, 2016. Objections, if any, to such reports as may be filed shall be brought on record on or before 12th July, 2016.

We have also taken note of the various interlocutory applications that have been filed alleging wrongful termination of services and fraudulent surrender of the rights under the Wage Board recommendations to avoid liabilities in terms of the order of the Court. As such complaints received till date are substantial in number, this Court is not in a position to individually examine each case. We, therefore, direct the Labour Commissioner of each of the States to look into all such grievances and on determination of the same file necessary reports before the Court which will also be so filed on or before 12th July, 2016. We grant liberty to each of the individual employees who have filed the interlocutory applications and also such employees who are yet to approach this Court but have a grievance of the kind indicated above to move the Labour Commissioner of the State concerned in terms of the present order."

It is submitted that pursuant to the aforesaid order, certified copy of the order dated 14.03.2016 has been issued to all the concerned authorities/States for information and necessary action. Copies of status reports have been handed over to the Ld. Counsel for all the contesting parties by the Registry.

It is further submitted that pursuant to the aforesaid order, following documents have been received:

C.P(C) .No.	Filed By (Adv.)	Documents
411/2014	Mr. Arjun Garg	Report on behalf of State of Madhya Pradesh
411/2014	M/s. Corporate Law Group	Report on behalf of State of Assam
411/2014	Mr. Ravi Prakash Mehrotra	Affidavit on behalf of State of U.P.
411/2014	Mr. Ravi Prakash Mehrotra	Additional Affidavit on behalf of State of Nagaland
411/2014	Mr. Parijat Sinha	Compliance Affidavit on behalf of State of West Bengal
411/2014	Mr. Sibho Sankar Mishra	Compliance Affidavit on behalf of repondent/ State of Odisha
411/2014	Mr. Devendra Singh	Report of Labour Commissioner for the State of Punjab, Chandigarh
411/2014	Labour Commissioner, Mumbai	Report of Labour Commissioner, Maharashtra, Mumbai
411/2014	Mr. V.N. Raghupathy	Affidavit of Jt. Labour Commissioner, Govt. of Karnataka
411/2014	Mr. Chirag M. Shroff	Report on behalf of Labour Commissioner, GNCT of Delhi
411/2014	Mr. Tapesh Kumar Singh	Affidavit of Labour Commissioner, State of Jharkhand

411/2014	Mr. V.G. Pragasam	Affidavit on behalf of U.T. of Puducherry
411/2014	Labour Commissioner, U.P.	Report of Labour Commissioner, State of Uttar Pradesh
411/2014	Labour Commissioner, Uttarakhand	Report of Labour Commissioner, State of Uttarakhand
W.P. (C) No. 246/2011, 510/2011 & 264/2012	Addl. Chief Secretary, Labour & Skill Dept., Kerala	Two separate reports of Labour Commissioner, State of Kerala
411/2014	Labour Commissioner, Telangana	Report of Labour Commissioner, State of Telangana
411/2014	Mr. D.S. Mahra	Affidavit on behalf of U.T. of Daman & Diu
411/2014	Mr. Guntur Prabhakar	Affidavit on behalf of Govt. of Andhra Pradesh
411/2014	Ms. Hemantika Wahi	Affidavit on behalf of Labour Commissioner State of Gujarat
411/2014	Ms. Ruchi Kohli	Report of Labour Commissioner, Jaipur, Rajasthan
411/2014	Mr. Ashok Kumar Singh	Affidavit on behalf of Labour Commissioner, Govt. Of Manipur
411/2014	Mr. D.S. Mahra	Affidavit on behalf of U.T. of Dadra & Nagar Haveli
150/2015	Mr. Rakesh Mishra	Reply Affidavit on behalf of petitioners to the affidavit filed by the State of U.P.
385/2014	Mr. Anil Srivastava	Affidavit on behalf of reposndent no. 2 - Objections to the report filed by Labour Commissioner, GNCT, Delhi
385/2014	Mr. Anil Srivastava	Affidavit on behalf of reposndent no. 2
385/2014	Mr. Anil Srivastava	Objection on behalf of contemnor no. 2 to the common status report
385/2014	Mr. Anil Srivastava	Affidavit on behalf of reposndent no. 1
385/2014	Mr. Satya Maitra	Affidavit on behalf of petitioner in reply to the affidavit on behalf of reposndent no. 2
450/2014	Mr. Anil Shrivastava	Affidavit on behalf of reposndent no. 2 - Objections to the report filed by Labour Commissioner, Govt. Of Haryana
450/2014	Mr. Anil Shrivastava	Two separate affidavits on behalf of reposndent nos. 1 & 2 - Objections to the report filed by Labour Commissioner, Govt. Of Haryana
50/2015	Mr. Anil Shrivastava	Affidavit of Respondent No.2 - Objections to the report filed by Labour Commissioner, Govt. Of Maharashtra

50/2015	Mr.Anil Shrivastav	Three separate affidavits on behalf of repondent nos. 1, 2 & 3
411/14	Mr.K.V.Vijaya Kumar	Affidavit of Labour Commissioner, for the State of Tamil Nadu
411/2014	Mr. Birendra Kumar Mishra	Objection on b/o Respondent to the Status Reports of Labour Commissioner
128/2015	Mr.V.D.Khanna	Counter affidavit on behalf of alleged Contemnor No.19
129/2015	Mr.V.D.Khanna	Counter affidavit on behalf of alleged Contemnor No.19
174/2015	Mr.Kedar Nath Tripathi	Response on behalf of petitioner to the report filed by Labour Commissioner, Rajasthan
571/2014	Mr. Parmanand Pandey	Rejoinder affidavit on behalf of Petitioner to the counter affidavit filed by counter affidavit of Respondent No.2
570/2014	Mr.P.George Giri	I.A.No.3/2016, application for impleadment to be impleaded as petitioner Nos. 2 to 4
411/2014	Mr.O.P.Bhadani	I.A.No.3/2016, Application for impleadment to be impleaded as party petitioner
411/2014	Mr.Satya Mitra	I.A.No.4/2016, Application for impleadment alongwith unregd. application for direction
411/2014	Mr. C.D. Singh	I.A. No. 5/2016, Application for filing status report on behalf of State of Chhattisgarh
108/2015	Mr. Ajay Choudhary	Objection on behalf of sole respondent

It is further submitted that pursuant to the aforesaid order, status reports have not been received from the State of Goa so far.

It is lastly submitted that Mr. Raj Singh Rana, Advocate has filed three separate contempt petition in W.P.(C) No. 246 of 2011, which have been registered as W.P.(C) D.nos. 18567, 20025 and 23037 of 2016 (copies of the same are placed with paper books of above-mentioned contempt petitions).

Service of notice is complete.

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

Dated this the 18th day of July, 2016.

ASSISTANT REGISTRAR

COPY TO:

Mr. P. George Giri, Adv.
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Mr. Rakesh Mishra, Adv.
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