

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

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 12.01.2016 with office report dated 11.01.2016, when the Court was pleased to pass the following Order:

"Pursuant to the order of this Court appointing Inspectors under Section 17-B of the Working Journalists and Other Newspaper Employees (Conditions of Service) and Miscellaneous Provisions Act, 1955, the Inspectors so appointed in respect of some of the States/Union Territories, namely, Bihar, Nagaland, Chhattisgarh, Sikkim, Chandigarh, Maharashtra, Jharkhand, Arunachal Pradesh, Andaman and Nicobar Administration, Govt. of Manipur, Jammu & Kashmir, Gujarat, Madhya Pradesh, Rajasthan, Punjab, Delhi, Uttar Pradesh, have filed their respective reports. The said reports would go to show that while recommendations of the Majithia Wage Board have been implemented in full by some of the establishments such implementation has been in part by other establishments whereas in the case of majority of the establishments the Majithia Wage Board recommendations remain unimplemented. There are certain other features, which are relevant to the subject matter, that are mentioned in the report of the Inspectors. A copy of the aforesaid reports be made available to the learned counsel for all the contesting parties by the Registry within a period of two weeks from today. The parties may file their respective response within a period of four weeks thereafter. Such of the States in respect of which report(s) has not been submitted may do so within the aforesaid period of six weeks and a copy of the said reports as and when filed will be made available

by the Registry to all the contesting parties without there being any further order in this regard by the Court. Response(s) to the said report(s) may also be filed by the contesting parties before the next date of hearing.

It has been brought to our notice by the learned counsels for some of the contesting parties that in case of some establishments, details of which need not be specifically mentioned herein, employees have been retrenched/terminated and in respect of certain other establishments the employees have been forced/compelled to sign undertakings which were later on used as to make out declarations that the employees do not desire to be covered by the Wage Board recommendations. While the latter aspect of the matter is mentioned in the several reports of the Inspectors appointed under Section 17-B, the contesting parties will be at liberty to bring forward all materials in this regard and the establishments in question will, naturally, be at liberty to rebut/counter the said allegations.

List all these cases for further consideration after eight weeks."

It is submitted that pursuant to the aforesaid order, certified copy of the order dated 12.01.2016 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	Documents
411/14	Ms. Pragati Neekhra, Adv.	Status report on behalf of State of Himachal Pradesh
46/15	Mr. Kunal Verma, Adv.	Application for direction regd. as I.A. No. 1
109/15.	Mr. Nitin Kumar Thakur, Advocate	Application to place on record additional documents along with application for exemption from filing official translation. Regd. as I.A. Nos. 3 & 4.
411/14	Mr. Nitin Kumar Thakur, Adv.	Application to place on record additional facts. Regd. As I.A. No.3
131/15	Mr. Raj Singh Rana, Advocate	Application to place on record additional documents. Regd. as I.A. No. 1.
132/15	Mr. Raj Singh Rana, Advocate	Application to place on record additional documents. Regd. as I.A. No. 1.
133/15	Mr. Raj Singh Rana, Advocate	Application to place on record additional documents. Regd. as I.A. No. 1.

134/15	Mr. Raj Singh Rana, Advocate	Application to place on record additional documents. Regd. as I.A. No. 1.
151/15	Mr. Nitin Kumar Thakur, Advocate	Application to place on record additional facts. Regd. as I.A. No. 1.
284/15	Mr. Nitin Kumar Thakur, Advocate	Application to place on record additional facts. Regd. as I.A. No. 1.
152/15	Mr. Nitin Kumar Thakur, Advocate	Application to place on record additional facts. Regd. as I.A. No. 1.
153/15	Mr. Nitin Kumar Thakur, Advocate	Application to place on record additional facts. Regd. as I.A. No. 1.
112/15	Mr. Nitin Kumar Thakur, Advocate	Application to place on record additional facts and documents. Regd. as I.A. No. 1.
121/15	Mr. Nitin Kumar Thakur, Advocate	Application to place on record additional facts and documents. Regd. as I.A. No. 1.
150/15	Mr. Rakesh Mishra, Adv.	Application for direction registered as I.A. No. 1
570/14.	Mr. P. George Giri, Advocate	Three separate applications for interventions (unregistered)
411/14	Mr. Parmanand Pandey, Adv.	Two separate Affidavit of victimization/ Harassment by the management
34/15	Mr. D.K. Garg, Adv.	Affidavit of victimization/ Harassment by the management
152/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management
284/15	Mr. Parmanand Pandey, Adv.	Two Separate Affidavit of victimization/ Harassment by the management
286/15	Mr. Parmanand Pandey, Adv.	Two separate Affidavit of victimization/ Harassment by the management
107/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management along with additional affidavit on behalf of petitioner
109/15	Mr. Parmanand Pandey, Adv.	Four separate Affidavit of victimization/ Harassment by the management
157/15	Mr. Rajiv Shankar Dwivedi, Adv.	Affidavit of victimization/ Harassment by the management
158/15	Mr. Rajiv Shankar Dwivedi, Adv.	Affidavit of victimization/ Harassment by the management
287/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management
105/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management

572/14	Mr. Parmanand Pandey, Adv.	Two separate Affidavit of victimization/ Harassment by the management
283/15	Mr. Parmanand Pandey, Adv.	Two separate Affidavit of victimization/ Harassment by the management
103/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management
106/15	Mr. Parmanand Pandey, Adv.	Two separate Affidavit of victimization/ Harassment by the management
102/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management
291/15	Mr. P. George Giri, Advocate	Additional Affidavit on behalf of the petitioner
151/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management
101/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management
571/14	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management
154/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management
285/15	Mr. Parmanand Pandey, Adv.	Affidavit of victimization/ Harassment by the management
385/14	Mr. Satya Mitra, Adv.	Affidavit of victimization/ Harassment by the management
50/15	Mr. Satya Mitra, Adv.	Affidavit of victimization/ Harassment by the management
450/14	Mr. Satya Mitra, Adv.	Affidavit of victimization/ Harassment by the management
411/14	Mr. Ranjan Mukherjee, Adv.	Two separate affidavits on behalf of State of Meghalaya
385/14 etc.	Mr. Satya Mitra, Adv.	Common Status Report on behalf of petitioner
103/15	Mr. Parmanand Pandey, Adv.	Rejoinder Affidavit
105/15	Mr. Parmanand Pandey, Adv.	Rejoinder Affidavit
108/15	Mr. Parmanand Pandey, Adv.	Rejoinder Affidavit
46/15	MR.KUNAL VERMA, ADV.	REJOINDER AFFIDAVIT
411/14	Mr. V. G. Pragasan, Adv.	C/A on behalf of Union of Territory of Puducherry
411/14	Mr. Parmanand Pandey, Adv.	Application for impleadment (unregistered)
411/14	Mr. O.P.Bhadani, Adv.	Application for impleadment (unregistered)
102/15	Mr. Parmanand Pandey, Adv.	Application for impleadment (unregistered)
106/15	Mr. Parmanand Pandey, Adv.	Application for impleadment (unregistered)

109/15	Mr. Parmanand Pandey, Adv.	Application for impleadment (unregistered)
149/15	Mr. Rakesh Mishra, Adv.	Application for intervention (unregistered)
152/15	Mr. Rakesh Mishra, Adv.	Application for intervention (unregistered)

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

Service of notice is complete.

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

Dated this the 12th day of March, 2016.

ASSISTANT REGISTRAR

COPY TO:

Mr. P. George Giri, Adv.
Mr. Parmanand Pandey, Adv.
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Mr. Raj Singh Rana, Adv.
Mr. P.N. Puri, Adv.
Mr. Rakesh Mishra, Adv.
Mr. Milind Kumar, Adv.
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Mr. A. Raghunath, Adv.
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