

ITEM NO.2

COURT NO.7

SECTION X

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGSCONTEMPT PETITION (C) NO. 411/2014
IN
WRIT PETITION (C) NO. 246/2011

AVISHEK RAJA & ORS.

PETITIONER(S)

VERSUS

SANJAY GUPTA
(WITH APPLN. (S) FOR IMPLEADMENT AND OFFICE REPORT)

RESPONDENT(S)

WITH

CONMT.PET.(C) NO. 33/2015 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR PERMISSION TO PLACE ADDL. DOCUMENTS ON RECORD
AND OFFICE REPORT)CONMT.PET.(C) NO. 572/2014 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR EXEMPTION FROM FILING O.T. AND IMPLEADMENT AND
PERMISSION TO FILE REJOINDER AFFIDAVIT)CONMT.PET.(C) NO. 34/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)CONMT.PET.(C) NO. 571/2014 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR DELETION OF THE NAME OF PETITIONER)CONMT.PET.(C) NO. 38/2015 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR PERMISSION TO BRING ADDITIONAL FACTS AND
DOCUMENTS ON RECORD AND OFFICE REPORT)CONMT.PET.(C) NO. 46/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)CONMT.PET.(C) NO. 50/2015 IN W.P.(C) NO. 264/2012
(WITH APPLN.(S) FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS AND
OFFICE REPORT)
(FOR FINAL DISPOSAL)CONMT.PET.(C) NO. 158/2015 IN W.P.(C) NO. 510/2011
(WITH OFFICE REPORT)CONMT.PET.(C) NO. 174/2015 IN W.P.(C) NO. 510/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 101/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 103/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 104/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 105/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 106/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 107/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 108/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 109/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 110/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 111/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 112/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 113/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 120/2015 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR DIRECTIONS AND PERMISSION TO PLACE ADDL.
DOCUMENTS ON RECORD AND OFFICE REPORT)

CONMT.PET.(C) NO. 121/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 127/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 128/2015 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR IMPLEADMENT)

CONMT.PET.(C) NO. 129/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 131/2015 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR IMPLEADMENT)

CONMT.PET.(C) NO. 132/2015 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR IMPLEADMENT)

CONMT.PET.(C) NO. 133/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 134/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 149/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 150/2015 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR INTERVENTION AND OFFICE REPORT)

CONMT.PET.(C) NO. 151/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 152/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 153/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 154/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 155/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 102/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 157/2015 IN W.P.(C) NO. 510/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 283/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 284/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 285/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 286/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 290/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 287/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 288/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 291/2015 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR APPEAL AGAINST REGISTRAR'S ORDER AND OFFICE
REPORT)

CONMT.PET.(C) NO. 450/2014 IN W.P.(C) NO. 264/2012
(WITH APPLN.(S) FOR PERMISSION TO SUBMIT ADDITIONAL DOCUMENT(S) AND
OFFICE REPORT)

CONMT.PET.(C) NO. 385/2014 IN W.P.(C) NO. 264/2012
(WITH APPLN.(S) FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS AND
PLACE THE RELEVANT DOCUMENTS AND OFFICE REPORT)
(FOR FINAL DISPOSAL)

CONMT.PET.(C) D 25425/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25424/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25423/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25427/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25426/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25583/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 21713/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25577/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 12967/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25581/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 23904/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25578/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25579/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) NO. 570/2014 IN W.P.(C) NO. 246/2011
(WITH APPLN.(S) FOR INTERVENTION AND APPLN.(S) FOR DISCHARGE OF
ADVOCATE ON RECORD AND OFFICE REPORT)

CONMT.PET.(C) D 25431/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25432/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 26077/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 26256/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 26078/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

CONMT.PET.(C) D 25430/2015 IN W.P.(C) NO. 246/2011
(WITH OFFICE REPORT)

Date : 12/01/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE PRAFULLA C. PANT

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Mr. Balraj Dewan, AOR

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Mr. Babu Malayil, Adv.
Mr. Mary Manasa, Adv.

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 Mr. Ankur Mody, Adv.
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Ms. S. Spandana Reddy, Adv.

Ms. Ruchi Kohli, Adv.

Mr. Rudreshwar Singh, Adv.
Mr. Samir Ali Khan, Adv.

State of Punjab Mr. Saurabh Ajay Gupta, AAG, Punjab
 Mr. Nishant Bishnoi, Adv.

ON hearing the counsel the Court made the following
O R D E R

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.

[VINOD LAKHINA]
COURT MASTER

[ASHA SONI]
COURT MASTER