

REVISED

ITEM NO.1501

COURT NO.17

SECTION III-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). 894/2020

UP ROADWAYS RETIRED OFFICIALS AND OFFICERS
ASSOCIATION

Appellant(s)

VERSUS

STATE OF U.P. & ANR.

Respondent(s)

([HEARD BY : HON. HRISHIKESH ROY AND HON. PRASHANT KUMAR MISHRA,
JJ.]

IA No. 141383/2023 - APPLICATION FOR PERMISSION

IA No. 119370/2023 - APPLICATION FOR SUBSTITUTION

IA No. 107360/2023 - EARLY HEARING APPLICATION

IA No. 14877/2022 - EXEMPTION FROM FILING O.T.

IA No. 103670/2019 - EXEMPTION FROM FILING O.T.

IA No. 50988/2019 - EXEMPTION FROM FILING O.T.

IA No. 124846/2017 - EXEMPTION FROM FILING O.T.

IA No. 1/2017 - EXEMPTION FROM FILING O.T.

IA No. 52406/2022 - EXEMPTION FROM FILING O.T.

IA No. 48532/2018 - I/A PRAYING FOR DE-TAGGING OF SLP NO.

6982/2017 AND TEN OTHER SLPS

IA No. 52404/2022 - INTERVENTION/IMPLEADMENT

IA No. 14873/2022 - INTERVENTION/IMPLEADMENT)

WITH

C.A. No. 896/2020 (III-A)

(FOR ON IA 2/2016

IA No. 43680/2020 - APPLICATION FOR SUBSTITUTION

IA No. 100709/2020 - CONDONATION OF DELAY IN FILING SUBSTITUTION

APPLN.

IA No. 43682/2020 - SETTING ASIDE AN ABATEMENT)

C.A. No. 898/2020 (III-A)

IA No. 43684/2020 - APPLICATION FOR SUBSTITUTION

IA No. 100696/2020 - CONDONATION OF DELAY IN FILING SUBSTITUTION

APPLN.

IA No. 43687/2020 - SETTING ASIDE AN ABATEMENT

IA No. 3/2016 - STAY APPLICATION)

C.A. No. 957/2020 (X)

IA No. 119693/2018 - EXEMPTION FROM FILING O.T.

IA No. 53652/2019 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/
ANNEXURES)

C.A. No. 959-965/2020 (X)

IA No. 119689/2018 - EXEMPTION FROM FILING O.T.)

C.A. No. 897/2020 (III-A)

IA No. 43690/2020 - APPLICATION FOR SUBSTITUTION

IA No. 100703/2020 - CONDONATION OF DELAY IN FILING SUBSTITUTION
APPLN.

IA No. 2/2015 - EXEMPTION FROM FILING O.T.

IA No. 3/2015 - PERMISSION TO FILE ANNEXURES

IA No. 43693/2020 - SETTING ASIDE AN ABATEMENT)

C.A. No. 895/2020 (III-A)

C.A. No. 899-901/2020 (III-A)

C.A. No. 910/2020 (III-A)

IA No. 52917/2019 - EXEMPTION FROM FILING O.T.

IA No. 124885/2017 - EXEMPTION FROM FILING O.T.

IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 902/2020 (III-A)

IA No. 124876/2017 - EXEMPTION FROM FILING O.T.

IA No. 1/2017 - EXEMPTION FROM FILING O.T.

C.A. No. 912/2020 (III-A)

FOR EXEMPTION FROM FILING O.T. ON IA 43875/2017

IA No. 43875/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 909/2020 (III-A)

IA No. 66152/2019 - EXEMPTION FROM FILING O.T.

IA No. 124887/2017 - EXEMPTION FROM FILING O.T.

IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 913/2020 (III-A)

IA No. 185130/2018 - EXEMPTION FROM FILING O.T.

IA No. 51021/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 958/2020 (X)

IA No. 119679/2018 - EXEMPTION FROM FILING O.T.)

C.A. No. 915/2020 (III-A)

IA No. 119642/2018 - EXEMPTION FROM FILING O.T.

IA No. 38914/2018 - EXEMPTION FROM FILING O.T.)

C.A. No. 966/2020 (X)

IA No. 167066/2022 - EXEMPTION FROM FILING O.T.

IA No. 119647/2018 - EXEMPTION FROM FILING O.T.)

C.A. No. 914/2020 (III-A)

IA No. 119637/2018 - EXEMPTION FROM FILING O.T.

IA No. 8968/2018 - EXEMPTION FROM FILING O.T.)

C.A. No. 832/2020 (III-A)

IA No. 31814/2021 - EARLY HEARING APPLICATION
 IA No. 16319/2018 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT
 IA No. 16658/2020 - EXEMPTION FROM FILING O.T.)

C.A. No. 967/2020 (X)
 IA No. 10708/2019 - EXEMPTION FROM FILING O.T.)

C.A. No. 905/2020 (III-A)
 IA No. 130078/2017 - EXEMPTION FROM FILING O.T.
 IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 907/2020 (III-A)
 IA No. 51006/2019 - EXEMPTION FROM FILING O.T.
 IA No. 125169/2017 - EXEMPTION FROM FILING O.T.
 IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 903/2020 (III-A)
 IA No. 49127/2019 - EXEMPTION FROM FILING O.T.
 IA No. 124874/2017 - EXEMPTION FROM FILING O.T.
 IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 911/2020 (III-A)
 IA No. 49122/2019 - EXEMPTION FROM FILING O.T.
 IA No. 130083/2017 - EXEMPTION FROM FILING O.T.
 IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 904/2020 (III-A)
 IA No. 139484/2017 - EXEMPTION FROM FILING O.T.
 IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 906/2020 (III-A)
 IA No. 124860/2017 - EXEMPTION FROM FILING O.T.
 IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

C.A. No. 908/2020 (III-A)
 IA No. 130875/2017 - EXEMPTION FROM FILING O.T.
 IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

Diary No(s). 10240/2020 (XI)

IA No. 72962/2020 - CONDONATION OF DELAY IN FILING
 IA No. 72963/2020 - EXEMPTION FROM FILING O.T.
 IA No. 124659/2020 - STAY APPLICATION

Date : 26-07-2024 These matters were called on for Judgment today.

For Appellant(s) Mr. Rakesh Khanna, Sr. Adv.
 Mr. S.N.Pandey, Adv.
 Dr. Rashmi Khanna, Adv.
 Mr. Aditya Pushkar Khanna, Adv.

Ms. Ramya Khanna, Adv.
Dr. Vikash Pahal, Adv.
Ms. Somya Pandey, Adv.
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Mr. Tanuj Gulati, Adv.
Mr. Gaurav Choudhary, Adv.
Ms. Anu Kushwaha, Adv.
Mr. Ghanshyam Choudhary, Adv.
Mr. Choudhary Shamshuddin, Adv.

Mr. B. K. Pal, AOR
Mr. Vivek Gupta, AOR

Mr. Ayush Negi, Adv.
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Mr. Ankur Yadav, AOR

Mr. P.K. Singh, Adv.
Mr. Ram Shiromani Yadav, Adv.
Ms. Dharamsheela, Adv.
Mr. Vijay Pal, Adv.
Mr. Mahendra Singh, Adv.
Mr. Kajal Kumari, Adv.
Ms. Nisha Rani, Adv.
Ms. Sundri, Adv.
Mr. Rajvir Singh, Adv.
Mr. Amit Kumar Chawla, Adv.
Mr. Jamshed Bey, Adv.
Mr. Tejasvi Kumar, Adv.
Mr. Syed Sarfaraz Karim, Adv.
Mrs. Renu Bhandari, Adv.
Mr. Mudit Talesara, Adv.
Mr. Ajay Kumar Talesara, AOR

Mr. Bhaskar Y. Kulkarni, AOR

Mr. Ashish Kumar Upadhyay, AOR
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Ms. Nidhi Singh, Adv.

For Respondent(s)

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Ms. Divya Mishra, Adv.

Mr. Anshuman Mishra, Adv.

Mr. Garvit Singh, Adv.

Mr. Kamendra Mishra, AOR

Hon'ble Mr. Justice Prashant Kumar Mishra pronounced the reportable judgment of the Bench comprising of Hon'ble Mr. Justice Hrishikesh Roy and His Lordship.

Delay condoned in filing SLP(C) Diary No. 10240 of 2020 and leave granted.

Applications for substitution and condonation of delay in filing applications for substitution are allowed. Abatement is set aside. Applications for intervention and impleadment are allowed.

Civil Appeal No. 894 of 2020 preferred by UP Roadways Retired Officials and Officers Association is taken as the lead case.

The appeals filed by UPSRTC being C.A. No. 895 of 2020, C.A. No. 896 of 2020, C.A. No. 897 of 2020, C.A. No. 898 of 2020 and C.A. No. (s) _____ of 2024 @ SLP (c) _____ of 2024 @ Diary No. 10240 of 2020 are allowed and the appeals filed by Roadways Karamchari Sanyukta Parishad, UP being C.A. Nos. 899-901 of 2020 are dismissed.

C.A. No. 957/2020, C.A. Nos. 959-965/2020, C.A. No. 910/2020, C.A. No. 902/2020, C.A. No. 912/2020, C.A. No. 909/2020, C.A. No. 913/2020, C.A. No. 958/2020, C.A. No. 915/2020, C.A. No. 966/2020, C.A. No. 914/2020, C.A. No. 832/2020, C.A. No. 967/2020, C.A. No. 905/2020, C.A. No. 907/2020, C.A. No. 903/2020, C.A. No. 911/2020, C.A. No. 904/2020, C.A. No. 906/2020 & C.A. No. 908/2020

These civil appeals are dismissed.

Pending application(s), if any, stand disposed of.

**(JATINDER KAUR)
P.S. to REGISTRAR**

**(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)**

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Civil Appeal No(s). 894/2020

**UP ROADWAYS RETIRED OFFICIALS AND OFFICERS
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Appellant(s)

VERSUS

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IA No. 130875/2017 - EXEMPTION FROM FILING O.T.
IA No. 1/2017 - EXEMPTION FROM FILING O.T.)

Diary No(s). 10240/2020 (XI)
IA No. 72962/2020 - CONDONATION OF DELAY IN FILING
IA No. 72963/2020 - EXEMPTION FROM FILING O.T.
IA No. 124659/2020 - STAY APPLICATION

Date : 26-07-2024 These matters were called on for Judgment today.

CORAM : HON'BLE MR. JUSTICE DIPANKAR DATTA
HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA

For Appellant(s) Mr. Rakesh Khanna, Sr. Adv.
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For Respondent(s)

Mr. Rakesh Khanna, Sr. Adv.

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Mr. Kamendra Mishra, AOR

Hon'ble Mr. Justice Prashant Kumar Mishra pronounced the reportable judgment of the Bench comprising of Hon'ble Mr. Justice Hrishikesh Roy and His Lordship.

Delay condoned in filing SLP(C) Diary No. 10240 of 2020 and leave granted.

Civil Appeal No. 894 of 2020 preferred by UP Roadways Retired Officials and Officers Association is taken as the lead case.

The appeals filed by UPSRTC being C.A. No. 895 of 2020, C.A. No. 896 of 2020, C.A. No. 897 of 2020, C.A. No. 898 of 2020 and C.A. No. (s) _____ of 2024 @ SLP (c) _____ of 2024 @ Diary No. 10240 of 2020 are allowed and the appeals filed by Roadways Karamchari Sanyukta Parishad, UP being C.A. Nos. 899-901 of 2020 are dismissed.

C.A. No. 957/2020, C.A. Nos. 959-965/2020, C.A. No. 910/2020, C.A. No. 902/2020, C.A. No. 912/2020, C.A. No. 909/2020, C.A. No. 913/2020, C.A. No. 958/2020, C.A. No. 915/2020, C.A. No. 966/2020, C.A. No. 914/2020, C.A. No. 832/2020, C.A. No. 967/2020, C.A. No. 905/2020, C.A. No. 907/2020, C.A. No. 903/2020, C.A. No. 911/2020, C.A. No. 904/2020, C.A. No. 906/2020 & C.A. No. 908/2020

These civil appeals are dismissed.

Pending application(s), if any, stand disposed of.

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