

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

Petition(s) for Special Leave to Appeal (C) No(s). 25612/2023

(Arising out of impugned final judgment and order dated 20-10-2023 in WP No. 3680/2023 passed by the High Court of Judicature at Bombay at Nagpur)

GANESHKUMAR RAJESHWARRAO SELUKAR & ORS.

Petitioner(s)

VERSUS

MAHENDRA BHASKAR LIMAYE & ORS.

Respondent(s)

(IA NO.231990/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA NO.231993/2023 - EXEMPTION FROM FILING O.T., IA NO.235428/2023 - INTERVENTION APPLICATION, IA NO.237459/2023 - INTERVENTION/IMPLEADMENT, IA D.NO.241065/2023 - INTERVENTION APPLICATION, IA D.NO.241631/2023 - APPROPRIATE ORDERS/DIRECTIONS, IA D. NO.241672/2023 - INTERVENTION APPLICATION, IA D.NO.241675/2023 - EXEMPTION FROM FILING O.T., IA NO.244602/2023 - INTERVENTION APPLICATION, IA NO.247481/2023 - INTERVENTION APPLICATION, IA NO.254904/2023 - CLARIFICATION/DIRECTION, IA D. NO.1522/2024 - INTERVENTION/IMPLEADMENT, IA D.NO.1728/2024 - EXEMPTION FROM FILING O.T., IA D.NO.2417/2024 - APPLICATION FOR MODIFICATION OF PARTY DETAILS / CHALLENGED JUDGEMENT DETAILS, IA D.NO.60618/2024 - APPROPRIATE ORDERS/DIRECTIONS, IA D.NO.60620/2024 - EXEMPTION FROM FILING O.T. and IA D.NO.127106/2024 - INTERVENTION/IMPLEADMENT)

WITH

SLP(C) No. 26881/2023 (IX)

(IA NO.242864/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA NO.242866/2023 - EXEMPTION FROM FILING O.T.)

SLP(C) No. 26172-26174/2023 (IX)

(IA NO.244830/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA NO.268112/2023 - EXEMPTION FROM FILING O.T., IA NO.268693/2023 - EXEMPTION FROM FILING O.T., IA NO.603/2024 - INTERVENTION/IMPLEADMENT, IA NO.2130/2024 - EXEMPTION FROM FILING O.T., IA NO.2222/2024 - EXEMPTION FROM FILING O.T., IA D.NO.95646/2024 - INTERVENTION APPLICATION, IA D.NO.126916/2024 - INTERVENTION APPLICATION, IA NO.134554/2024 - APPLICATION FOR VACATION OF INTERIM ORDER)

SLP(C) No. 26582/2023 (IX)

(IA No. 249793/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 249794/2023 - EXEMPTION FROM FILING O.T.)

SLP(C) No. 26581/2023 (IX)
(IA No. 249791/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 249792/2023 - EXEMPTION FROM FILING O.T.)

SLP(C) No. 27352/2023 (IX)
(IA No. 257153/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 257154/2023 - EXEMPTION FROM FILING O.T.)

SLP(C) No. 639-641/2024 (IX)
(IA No. 97449/2024 - CLARIFICATION/DIRECTION, IA No. 3811/2024 - EXEMPTION FROM FILING O.T. and IA No. 51654/2024 - PERMISSION TO FILE APPLICATION FOR DIRECTION)

SLP(C) No. 5866/2024 (XII-A)
(IA No. 59784/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 65874/2024 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 8081/2024 (XII-A)
(IA No. 81627/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 27-06-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE RAJESH BINDAL
(VACATION BENCH)

For Petitioner(s) Dr. Tushar Mandlekar, Adv.
Ms. Anju Thomas, AOR
Ms. Mantika Haryani, Adv.
Ms. Ripul Swati Kumari, Adv.

Mr. Aaditya Aniruddha Pande, AOR
Mr. Bharat Bagla, Adv.

Mr. Chitranshul A. Sinha, AOR

Mr. Nishant Ramakantrao Katneshwarkar, AOR

Mr. B. Veeraswamy Raju, Adv.
Ms. Aswathi M.K., AOR

Mr. Sudhir Naagar, AOR

Mr. Amrish Kumar, AOR

For Respondent(s) Mr. Siddharth S. Chapalgaonkar, Adv.
Ms. Sneha Botwe, Adv.
Mr. Abhiyudaya Vats, Adv.
Mr. Pai Amit, AOR

Ms. Sakshi Kakkar, AOR
Mr. Shakti Singh, Adv.

Dr. Tushar Mandlekar, Adv.
Ms. Anju Thomas, AOR
Ms. Mantika Haryani, Adv.
Ms. Ripul Swati Kumari, Adv.

Ms. Astha Sharma, AOR

Mr. Sachin Shanmukham Pujari, AOR

Mr. Aaditya Aniruddha Pande, AOR
Mr. Siddharth Dharmadhikari, Adv.
Mr. Bharat Bagla, Adv.
Mr. Sourav Singh, Adv.
Mr. Aditya Krishna, Adv.
Ms. Preet S. Phanse, Adv.
Mr. Adarsh Dubey, Adv.

Mr. Raman Yadav, Adv.
Mr. Abhishek Kumar Pandey, Adv.
Mr. Chitvan Singhal, Adv.
Mr. Kartikey Aggarwal, Adv.
Mrs. Shradha Deshmukh, Adv.
Mr. Shailesh Madiyal, Adv.
Mr. S.N. Terdel, AOR
Mr. Amrish Kumar, AOR

Mr. Shailesh Madiyal, Sr. Adv.
Mr. Krishna M Singh, Adv.
Mr. Anil C Nishani, Adv.
Mr. Upender Thakur, Adv.
Ms. Deepti Singh, Adv.
M/S. Krishna & Nishani Law Chambers, AOR

Mr. Nachiketa Joshi, AOR
Ms. Sucheta Joshi, Adv.
Ms. Himadri Haksar, Adv.
Ms. Karishma Rajput, Adv.
Ms. Sagrika Arya, Adv.

Mr. Nishant Ramakantrao Katneshwarkar, AOR

Mr. Rajat Srivastav, AOR
Mr. Vinod Khera, Adv.

Ms. Sakshi Kakkar, AOR
Mr. Shakti Singh, Adv.

Dr. Tushar Mandlekar, Adv.

Ms. Anju Thomas, AOR
Ms. Mantika Haryani, Adv.
Ms. Ripul Swati Kumari, Adv.

Dr. Uday Warunjikar, Adv.
Mr. Pravartak Suhas Pathak, AOR
Ms. Gargi Warunjikar, Adv.
Mr. Sumit Kate, Adv.
Mr. Aditya Kharkar, Adv.

Mr. Siddharth S. Chapalgaonkar, Adv.
Ms. Sneha Botwe, Adv.
Mr. Abhiyudaya Vats, Adv.
Mr. Pai Amit, AOR

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

SLP (C) Nos. 25612/2023, 26881/2023, 26172-26174/2023, 26582/2023, 26581/2023, 27352/2023 and 639-641/2024

The applications for intervention where interim relief is sought are not entertained and the same are disposed of with liberty to the applicants to adopt appropriate proceedings in accordance with law. If they have already adopted the remedy before the High Courts, we make it clear that the High Court is free to decide the same in accordance with law. The other applications for intervention will be dealt with at appropriate stage.

We have perused the interim order dated 10th November, 2023. We make it clear that the benefit of the interim order will be available to those Presidents/Chairpersons and Members who were actually in service on the date of the impugned judgment i.e., 20th October, 2023 provided their second term has not expired. We make it clear that the benefit of interim relief granted *vide* order dated 10th November, 2023 will not be available to those who have

completed their second term. We also make it clear that those who are yet to complete their second term, may complete it in terms of the interim order. But they will cease to be the Presidents or Members, as the case may be, immediately on completion of their second term. In short, no one is entitled to continue for the third term/extension on the basis of the interim order of this Court.

We further make it clear that in the case of Presidents/Members whose appointments were terminated and who have filed writ petitions before the High Court, it will be open for the High Court to decide their petitions in accordance with law.

We make it clear that the observations made in this order are only for the purposes of considering and disposing of the prayer for interim relief.

List the matters on 15th July, 2024 for directions before an appropriate Bench.

SLP(C) Nos. 5866/2024 and 8081/2024

We direct the learned counsel appearing for the petitioners to serve notice to the Standing Counsel representing the State of Telangana. The prayer for interim relief in these two Special Leave Petitions will be considered on 15th July, 2024.

The Registry is directed to show the appearance of the Standing Counsel representing the State of Telangana in the cause list.

(ASHISH KONDLE)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)