

ITEM NO.49

COURT NO.7

SECTION XV

[CORRECTED COPY]

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 28285/2009

(Arising out of impugned final judgment and order dated 03/07/2009 in  
WP No. 20279/2008 passed by the High Court Of Kerala At Ernakulam)

KERALA UNAIDED SCHOOL MANAGER ASSOCIATION

Petitioner(s)

VERSUS

STATE OF KERALA & ORS.

Respondent(s)

(With prayer for interim relief and office report)

WITH

SLP(C) NO. 28287-28288/2009

[SABAIGIRI EDL. & CUL. SOCIETY ETC. VS. STATE OF KERALA & ORS.]

(WITH OFFICE REPORT)

SLP(C) NO. 29798/2009

[FATIMA MEMORIAL EDUCATIONAL TRUST VS. STATE OF KERALA & ORS.]

(WITH INTERIM RELIEF AND OFFICE REPORT)

SLP(C) NO. 32693/2009

[NATIONAL PUBLIC SCHOOL & ORS. VS. STATE OF KERALA & ORS.]

(WITH OFFICE REPORT)

SLP(C) NO. 8209/2010

[ISLATHI TRUST VS. STATE OF KERALA & ORS.]

(WITH OFFICE REPORT)

SLP(C) NO. 11031/2010

[PALGHAT LIONS SCHOOL VS. STATE OF KERALA & ORS.]

(WITH OFFICE REPORT)

SLP(C) NO. 13093/2014

[ST. JOSEPH'S PUBLIC SCHOOL VS. STATE OF KERALA & ORS.]

(WITH INTERIM RELIEF AND OFFICE REPORT)

SLP(C) NO. 26729/2014

[ASSOCIATION OF THE PSEB AFFILIATED SCHOOLS (PUNJAB) VS. STATE OF  
PUNJAB & ANR.]

(WITH OFFICE REPORT)

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SLP(C) NO. 17507/2014

[IDEAL PRIVATE SCHOOL ASSOCIATION(REGD.) VS. STATE OF HARYANA & ANR.]

(WITH INTERIM RELIEF AND OFFICE REPORT)

SLP(C) NO. 30167/2014  
[RANI PUBLIC SCHOOL VS. REGIONAL DIRECTOR, ESI CORP. AND ANR.]  
(WITH INTERIM RELIEF AND OFFICE REPORT)

SLP(C) NO. 31090/2014  
[SANTHINIKETHAN PUBLIC SCHOOL VS. EMPLOYEES STATE INSURANCE  
CORPORATION & ANR.]  
(WITH INTERIM RELIEF AND OFFICE REPORT)

SLP(C) NO. 31313/2014  
[LAKSHMI NARAYANA VIDYANIKETHAN VS. ESIC AND ORS.]  
(WITH INTERIM RELIEF AND OFFICE REPORT)

SLP(C) NO. 31592/2014  
[MAMBARAM ENGLISH MEDIUM SCHOOL VS. REGIONAL DIRECTOR, ESI CORPORATION  
& ORS.]  
(WITH INTERIM RELIEF AND OFFICE REPORT)

SLP(C) NO. 29555/2014  
[IES PUBLIC SCHOOL VS. ESIC AND ANR.]  
(WITH APPLN. (S) FOR IMPLEADMENT AND INTERIM RELIEF AND OFFICE REPORT)

SLP(C) NO. 31033/2014  
[KAILASANATHA VIDYA NIKETHAN VS. EMPLOYEES STATE INSURANCE  
CORPORATION, . & ORS.]  
(WITH INTERIM RELIEF AND OFFICE REPORT)

SLP(C) NO. 85/2015  
[LITTLE LILLY ENGLISH MEDIUM SCHOOL VS. EMPLOYEES STATE INSURANCE  
CORPORATION AND ORS.]  
(WITH OFFICE REPORT)

SLP(C) NO. 86/2015  
[MAHATMA GANDHI MEMORIAL MODEL SCHOOL VS. EMPLOYEES STATE INSURANCE  
CORPORATION AND ORS.]  
(WITH OFFICE REPORT)

SLP(C) NO. 87/2015  
[PARAMEKKAVU VIDYAMANDIR VS. EMPLOYEES STATE INSURANCE CORPORATION AND  
ORS.]  
(WITH OFFICE REPORT)

SLP(C) NO. 506/2015  
[NALANDA PUBLIC SCHOOL VS. EMPLOYEES STATE INSURANCE CORP.]  
(WITH OFFICE REPORT)

SLP(C) NO. 84/2015  
[SEVA SADAN CENTRAL SCHOOL V. EMPLOYEES STATE INSURANCE CORPN. &ORS.]  
(WITH OFFICE REPORT)

SLP(C) NO. 3146/2015  
[ST. ANNE'S PUBLIC SCHOOL VS. EMPLOYEES STATE INSURANCE CORPORATION  
AND ANR.  
(WITH OFFICE REPORT)

SLP(C) NO. 3147/2015  
[LE MER PUBLIC SCHOOL VS. EMPLOYEES STATE INSURANCE CORPORATION &  
OTHERS  
(WITH OFFICE REPORT)

SLP(C) NO. 3148/2015  
[NIRMALA MATHA CENTRAL SCHOOL VS. EMPLOYEES STATE INSURANCE  
CORPORATION AND OTHERS]  
(WITH OFFICE REPORT)

SLP(C) NO. 3149/2015  
[LITTLE FLOWER PUBLIC SCHOOL VS. EMPLOYEES STATE INSURANCE CORPORATION  
AND OTHERS]  
(WITH OFFICE REPORT)

SLP(C) NO. 504/2015  
[SREE NARAYANA TRUST CENTRAL SCHOOL VS. EMPLOYEES STATE INSURANCE  
CORPORATION & OTHERS]  
(WITH OFFICE REPORT)

SLP(C) NO. 620/2015  
[RAJAH SCHOOL (SENIOR SECONDARY SCHOOL VS. EMPLOYEES' STATE INSURANCE  
CORPORATION AND ORS.)  
(WITH OFFICE REPORT)

SLP(C) NO. 3145/2015  
[CARMEL SCHOOL VS. EMPLOYEES STATE INSURANCE CORPORATION & OTHERS  
(WITH OFFICE REPORT)

SLP(C) NO. 6080/2015  
[AL-AZ'HAR CENTRAL SCHOOL VS. EMPLOYEES STATE INSURANCE CORPORATION &  
ORS.]  
(WITH OFFICE REPORT)

SLP(C) NO. 5416/2015  
[M.E.S PUBLIC SCHOOL VS. THE REGIONAL DIRECTOR, ESI CORPORATION]  
(WITH OFFICE REPORT)

SLP(C) NO. 5967/2015  
[PANICKAVEETIL SIR SEBASTIAN PUBLIC SCHOOL VS. EMPLOYEES STATE  
INSURANCE CORPORATION AND ANR.]  
(WITH OFFICE REPORT)

SLP(C) NO. 8651/2015

[SACRED HEART PUBLIC SCHOOL VS. REGIONAL DIRECTOR, ESI CORPORATION & ANR.]

(WITH OFFICE REPORT)

SLP(C) NO. 8650/2015

[DEVAMATHA CMI PUBLIC SCHOOL VS. EMPLOYEES STATE INSURANCE CORPORATION & ANR.]

(WITH OFFICE REPORT)

SLP(C) NO. 11265/2015

[ST. JUDE PUBLIC SCHOOL VS. EMPLOYEES STATE INSURANCE CORPORATION AND OTHERS

(WITH OFFICE REPORT)

SLP(C) NO. 11148/2015

[K.P.M. MODEL SCHOOL VS. REGIONAL DIRECTOR, EMPLOYEES STATE INSURANCE CORPORATION AND ORS.]

(WITH OFFICE REPORT)

Date : 24/04/2015 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA  
HON'BLE MR. JUSTICE SHIVA KIRTI SINGH

For Petitioner(s)  
in SLP 28285, 28287-  
28288, 32693

Mr. E. M. S. Anam, A.O.R.

in SLP 29798

Mr. Nishe Rajen Shonkar, Adv.  
For M/s. T.T.K. deepak & Co., Advs.

In SLP 8209

Mr. K. Rajeev, A.O.R.

in SLP 11031

Mr. Rajeev Mishra, Adv  
Mr. Sanand Ramakrishnan, A.O.R.

in SLP 13093

Mr. D.P. Mohanty, Adv.  
Mr. Romy Chacko, A.O.R.

in SLP 26729

Mr. C.P. Yadav, Adv.  
Mr. Rajeev Lochan, Adv.  
Mr. R.C. Aggarwala, Adv.  
Ms. Shashi Kiran, A.O.R.

in SLP 17507

Mr. Ankit Goel, Adv.  
Mr. Sanjay Kumar Yadav, Adv.

Dr. Kailash Chand, A.O.R.

in Rest of the matters

Mr. Huzeefa Ahmadi, Sr. Adv. (in SLP 620)  
Mr. Sajith P. Warriar, A.O.R.  
Ms. Nazia Hasan, Adv.  
Mr. K. Prem Lal, Adv.

For Applicant (s)  
in SLP 29555

Mr. A.P. Medh, A.O.R.  
  
Mr. V. Giri, Sr. Adv.  
Mr. Sajit P. Warriar, Adv.  
Ms. Nazia Hasan, Adv.

For Respondent(s)  
For Rr 2&3 in  
SLP 28285, 3 & 4 in  
SLP 8209

Mr. Manish Kumar Saran, A.O.R.

For State of  
Kerala

Mr. Jogy Scaria, A.O.R.  
Mr. Reegan S. Bal, Adv.

For other Rrs in  
SLP 28287-88, RR 1 in  
32693, 2 & 3 in 29798

Ms. Mahalakshmi Pavani, Adv.  
Mr. G. Balaji, Adv.  
Ms. Athira G. Nair, Adv.  
For M/s. Mahalakshmi Balaji & Co., Adv.

For RR 1 in SLP 32693

Mr. P. V. Dinesh, A.O.R.

For Rr 1 in SLP 8209,  
13093,

Ms. Bina Madhavan, A.O.R.

For Rr 2 & 3 in  
SLP 11031

Mr. P.I. Jose, A.O.R.  
Mr. Aslok K. Prasad, Adv.  
Mr. Simanta Kumar, Adv.  
Mr. Kunal Manav, Adv.

For Rr 1 in  
SLP 11031

Mr. Ashok Kumar Gupta II, A.O.R.

For State of  
Punjab

Mr. Rakesh Khanna, A.A.G.  
Mr. Kuldip Singh, A.O.R.

For RR 2 in SLP 26729,  
For RR 1 in 17057, 30167,  
31090, 29555, 3146 For  
Rr 1 & 2 in 85, 87,  
Sole Rr in SLP 506,  
Rr 1 & 2 in SLP 84,  
3147, 3148 &  
RR 1 in 3146

Mr. Mahesh Srivastava, Adv.  
Mr. Vaibhav Manu Srivastava, Adv.  
Mr. P. N. Puri, A.O.R.

For RR 1 & 2 in  
SLP 31033

Ms. Promila, A.O.R.

For Rr 1 in SLP 26729

Dr. Monika Gusain, A.O.R.

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

As common question of law is involved in all these cases, list all these cases for hearing on 26<sup>th</sup> August, 2015. In the meantime, the respondents who have entered appearance shall file their response within four weeks and rejoinder, if any, within a period of four weeks thereafter. The learned counsel for the petitioners shall ensure that wherever service is not complete, the same is effected before the next date of hearing.

Application seeking impleadment of Kerala C.B.S.E. School Management Association is allowed. Cause title be amended accordingly.

[KALYANI GUPTA]  
COURT MASTER

[SHARDA KAPOOR]  
COURT MASTER