

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.11085/2019

[Arising out of impugned final judgment and order dated 22-01-2019 in WA No.5614/2013 passed by the High Court of Judicature at Allahabad]

ABDULLAH KHAN (SINCE DECEASED) THR LR

Petitioner

VERSUS

UNION OF INDIA & ORS.

Respondents

Date : 12-11-2024 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPANKAR DATTA

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA

For Petitioner(s) Mr. Lokpal Singh, Sr. Adv.
Ms. Harshita Raghuvanshi, AOR
Ms. Shefali Singh, Adv.
Mr. Gurrick Jassar, Adv.

For Respondent(s) Mr. Vikramjit Bannerjee, A.S.G.
Mr. Nachiketa Joshi, Sr. Adv.
Mr. Raj Bahadur Yadav, AOR
Mr. Mukul Singh, Adv.
Mr. Manoj Mishra, Adv.
Mr. Chankya Dwivedi, Adv.
Mr. P. V. Yogeshwaran, Adv.

Mr. Mukesh Kumar Maroria, AOR

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

1. We have perused the various orders passed by the Central Administrative Tribunal as well as the High Court in regard to the claim of the petitioner- Abdullah Khan (since deceased) for pensionary benefits.

2. Although it is true that Abdullah Khan averred in paragraph 3 of the writ petition that he was regularly appointed on 19th September, 1997, which appears to be a typographical error, there is no dispute that the order dated 26th April, 2004 passed by the Tribunal while disposing of O.A.No.900/1996 was never challenged by the respondents and therefore has attained finality. Paragraph 7 of such order acknowledges the eligibility of Abdullah Khan to pensionary benefits.

3. We have requested Mr. Vikramjit Bannerjee, learned Additional Solicitor General to obtain instructions to put a quietus to the long pending proceedings particularly when, during its pendency, Abdullah Khan has passed away.

4. Re-list the special leave petition after four weeks.

(RASHMI DHYANI PANT)
COURT MASTER (SH)

(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)