

ITEM NO.10

COURT NO.4 SECTION XII
(HEARING THROUGH VIDEO CONFERENCING)S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition for Special Leave to Appeal (C) Nos.10479-10481/2020

(Arising out of impugned final judgment and order dated 17-02-2020 in WP No.10689/2019, 17-02-2020 in WP No.24290/2019, 17-02-2020 in WP No.4339/2019 passed by the High Court Of Judicature At Madras)

Ms. X

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No.86939/2020 - FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT; IA No.86937/2020 - FOR EXEMPTION FROM FILING O.T.; and, IA No. 86938/2020 - PERMISSION TO FILE LENGTHY LIST OF DATES)

Date : 02-02-2021 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MR. JUSTICE S. RAVINDRA BHATFor Petitioner(s) Mr. Nikhil Nayyar, Sr. Adv.
Mr. Gautam Narayan, AOR
Ms. Asmita Singh, Adv.
Mr. Dhananjay Baijal, Adv.
Mr. Adithya Nair, Adv.
Ms. Dacchita Shahi, Adv.
Ms. Ritika Vohra, Adv.For Respondent(s) Mr. Sanjay Jain, ASG
Mr. Akshay Amritanshu, Adv.
Mr. Adit Khorana, Adv.
Ms. Aakanksha Kaul, Adv.
Ms. Anil Katiyar, AORMr. Jayanth Muth Raj, Sr. Adv./AAG
Mr. M. Yogesh Kanna, AOR
Mr. Raja Rajeshwaran S., Adv.
Uma Prasuna Bachu, Adv.
Mr. Aditya Chadha, Adv.Mr. Sanjay R. Hegde, Sr. Adv.
Ms. K. Sarada Devi, AOR

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

These Special Leave Petitions arise out of the judgment and order dated 17.02.2020 passed by the High Court of Judicature at Madras in Writ Petition Nos.10689/2019, 24290/2019 and 4339/2019.

While setting aside the decision of the Central Administrative Tribunal, following directions were issued by the High Court:

- “(i) W.P.No.10689 of 2019 is allowed. The order dated 02.01.2019, passed by the Central Administrative Tribunal, Madras Bench in RA No.15 of 2018 is quashed.
- (ii) W.P. No.24290 of 2019 is allowed. The order dated 25.02.2016, passed by the Local Complaint Committee in Proceedings No.3675 is quashed.
- (iii) W.P. No.4339 of 2019 is allowed. The orders (1) dated 25.09.2018, passed in OA/310/00340/2017 and (2) dated 02.01.2019, passed in RA/310/00015/2018 by the Central Administrative Tribunal, Madras Bench are quashed”

Taking exception to the decision of the High Court and some of the observations made by the High Court, Mr. Nikhil Nayyar, learned Senior Advocate appearing for the petitioner took us through the entire record and invited our attention to the relevant statutory provisions.

Considering the totality of the circumstances, in our view, no interference in exercise of our jurisdiction under Article 136(1) of the Constitution of India is called for.

However, it must be stated that some of the observations made by the High Court during the course of its decision, touching upon the conduct of the petitioner, were completely unnecessary for the resolution of the present controversy. Those observations shall be taken to have been expunged.

The Special Leave Petitions are disposed of accordingly.
Pending applications, if any, also stand disposed of.

(MUKESH NASA)
COURT MASTER

(PRADEEP KUMAR)
BRANCH OFFICER