

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). 24243/2018

(Arising out of impugned final judgment and order dated 14-05-2018 in WA No. 16127/2017 passed by the High Court Of Judicature At Allahabad)

ANAND KUMAR YADAV & ORS.

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(154870/2018 INTERVENTION/IMPLEADMENT
155025/2018 INTERVENTION/IMPLEADMENT)

Date : 10-12-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s)

Mr. Amit Pawan, AOR
Mr. Abhishek Amritanshu, Adv.
Mr. Anand Nandan, Adv.
Mr. Akshat Srivastava, Adv.
Mr. Hassan Zubair Waris, Adv.
Mr. Rohit Rajershi, Adv.
Mr. Atiqar Rehman Khan, Adv.

Mr. Manoj K. Mishra, Adv.
Mr. Umesh Dubey, Adv.
Mr. Jyoti Mishra, Adv.
Mr. Sukumar, Adv.

For Respondent(s)

Mr. Rakesh Khanna, Sr. Adv.
Mr. Ashwani Kumar Dubey, AOR
Mr. Ashwini Kr. Upadhya, Adv.
Mr. Jeetendra Tripathi, Adv.
Mr. Sunil Kumar, Adv.

Mr. Rajeev Maheshwaranand Roy, AOR
Mr. P. Srinivasan, Adv.

Mr. Rameshwar Prasad Goyal, AOR
Mr. Manoj Ranjan Sinha, Adv.
Mr. Nishant Shokeen, Adv.

Mr. Bhakti Vardhan Singh, AOR
Mr. Sanjay K. Tyagi, Adv.
Mr. Antariksh Singh, Adv.
Mr. Prakash Gautam, Adv.

Mr. Anil Kumar Jha, AOR
Mr. Vijayalaxmi Jha, Adv.
Mr. Alok K. Rai, Adv.
Mr. Jasleen Kaur Sawhney, Adv.

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

Heard learned counsel for the parties.

This court vide order dated 12.10.2018 directed as under:

"Heard learned counsel for the parties.

Application for impleadment is allowed, if not already done.

The petitioners and the impleaded parties are provisionally permitted to participate in the examination for selection and appointment to the post of Assistant Professor (Education) in the normal degree colleges pursuant to Advertisement No. 47. However, their results shall not be declared. The same shall be made available in a sealed cover to this Court as and when the same is ready.

We make it clear that this order is confined only to those petitioners and intervenors/impleadors, who are before us as on today. We are informed that all the petitioners and intervenors/impleadors herein have submitted their application before the cut off date, namely, 14.07.2017."

The other relevant order to be reckoned is dated 02.11.2018. It clarifies the position that the cut-off date noted in the previous order be read as 14.07.2016 instead of 14.07.2017.

Besides the said order, there is another interim order passed on 26.11.2018 which reads as under:

" The cut off date referred to in the order dated 12.10.2018 will stand clarified as the cut off date finally fixed by the Competent Authority for the submission of the applications.

Issue notice in all the pending applications, returnable on 10.12.2018.

In terms of this order, the cut-off date will have to be reckoned as 05.08.2016 being finally fixed date by the Competent Authority.

In terms of the above orders, we direct the respondents to process all the applications received on or before 05.08.2016 by it and proceed with the selection process in accordance with law.

The selection process, however, will be subject to the outcome of this Special Leave Petition. In case, the management rejects the application of any candidate being not in conformity with the eligibility condition, the said candidate may have to take recourse to other remedy and that grievance cannot be and will not be made subject matter of this Special Leave Petition.

We reiterate the direction given in order dated 12.10.2018 that the results shall not be declared and the same shall be made available in sealed cover to this Court as and when the same is ready.

List the matter on 23.01.2019.

(DEEPAK SINGH)
COURT MASTER (SH)

(ANITA RANI AHUJA)
COURT MASTER (NSH)