

ITEM NO.2 Court 9 (Video Conferencing) SECTION IV-A

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). 597/2021

(Arising out of impugned final judgment and order dated 19-02-2020 in WA No. 317/2018 passed by the High Court Of Karnataka At Bengaluru)

THE DIRECTOR OF PUBLIC INSTRUCTIONS PRIMARY
EDUCATION & ANR.

Petitioner(s)

VERSUS

N. GOWRAMMA & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.3105/2021-EXEMPTION FROM
FILING O.T.)

Date :11-02-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE DINESH MAHESHWARI
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Mr. V.N. Raghupathy, AOR

For Respondent(s)

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

Application for exemption from filing O.T. is
allowed.

Learned counsel for the petitioners submits
that the respondent No. 1 was appointed in the year
1984 and was terminated in 1986. He submits that
there was no process of appointment and the
respondent No. 1 admits in her cross-examination at
page 26 that her uncle was a member of the Managing
Committee at that time. His submission is that in

the earlier proceedings, the petitioners were not made a party and now the direction issued vide impugned order is for creation of a post in these later proceedings, which is not sustainable as in terms of the benchmark, since the strength of respondent No.2 institution was below 30, there can be only one aided teacher who is already working with that institution. It is also submitted that subsequently respondent No. 2-institution is closed down.

Issue notice.

In the meantime, there shall be stay of the operation of the impugned order.

A copy of the order to accompany notice.

[CHARANJEET KAUR]
ASTT. REGISTRAR-cum-PS

[POONAM VAID]
COURT MASTER (NSH)