

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.18452-18453 OF 2017
(Arising out of SLP(C)Nos.24808-24809/2015)

SINDHU T.C. & ORS. ... APPELLANT(S)

VS.

THE KERALA VETERINARY & ANIMAL SCIENCE
UNIVERSITY & ORS. ETC. ... RESPONDENT(S)

WITH

C.A.No.18454/2017 @ SLP(C)No.25266/2015 &
C.A.NO.18455/2017 @ SLP(C)No.25335/2015

O R D E R

1. Heard learned counsel for the parties.
2. Leave granted.
3. It transpires that the Single Bench had allowed the writ petition on the ground that the preparation of select list was not in accordance with the undertaking previously given by the respondent-University, as no weightage was given inspite of undertaking. The Division Bench has opined, that since the affected persons had not been impleaded as necessary parties, the impugned order was liable to be set aside; and thus, the order of the Single Bench has been set aside.
4. In all fairness, the appellants ought to have been given an opportunity to implead the affected parties.

..2/-

.2.

Before the Single Judge, no such objection was raised; it was raised for the first time in the writ appeal only.

5. We hereby set aside the orders passed by the Single Bench and the Division Bench. We permit impleadment of the affected persons as parties. Learned Single Bench to decide the matter afresh.

6. The appeals are allowed. The pending application, if any, stands disposed of.

.....J.
[ARUN MISHRA]

.....J.
[L. NAGESWARA RAO]

New Delhi;
10th November, 2017.

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).24808-24809/2015

(Arising out of impugned final judgment and order dated 16-07-2015 in WA Nos.1290 & 1373 of 2015 passed by the High Court Of Kerala At Ernakulam)

SINDHU T.C. & ORS.

Petitioner(s)

VERSUS

THE KERALA VETERINARY AND ANIMAL SCIENCE
UNIVERSITY & ORS.ETC.

Respondent(s)

WITH

SLP(C) No.25266/2015 (XI-A)

SLP(C) No.25335/2015 (XI-A)

Date : 10-11-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Petitioner(s) Dr. K.P. Kylasanatha Pillay, Sr. Adv.
SLP(C)24808-09 Mr. Sajith P. Warriar, AOR
 Mr. R.K. Singh, Adv.

SLP(C)25266 Mr. Sajith P. Warriar, AOR
 Mr. Harikumar V., AOR

 Mr. Sajith P. Warriar, AOR
 Ms. Nazia Hasan, Adv.

 Ms. Liz Mathew, AOR
 Mr. M.F. Philip, Adv.

For Respondent(s) Ms. Malini Poduval, AOR
 Ms. Babita Sant, Adv.

 Mr. Himinder Lal, AOR
 Mr. Roy Abraham, Adv.
 Ms. Reena Roy, Adv.
 Ms. Seema Jain, Adv.
 Mr. Akhil Abraham, Adv.

..2/-

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

Leave granted.

The civil appeals are allowed in terms of the signed order.

**(Sarita Purohit)
Court master**

**(Sneh Lata Sharma)
Branch Officer**

(Signed order is placed on the file)