

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1880 OF 2020
(Arising out of SLP(C) No.3233/2020)

K.P. Suresh and another .. APPELLANT(S)

VERSUS

UNION OF INDIA & ORS. .. RESPONDENT(S)

CIVIL APPEAL NO. 1881 OF 2020
(Arising out of SLP(C) No.3476/2020)

O R D E R

Leave granted.

Having heard learned counsel for the parties at some length, we are of the view that the matter should be decided on merits since the cause of action has arisen. Hence, we set aside the impugned order(s) and remit the matter back to the High Court.

The appeals are disposed of accordingly.

The decision about the effect of Article 131 of the Constitution is left open.

.....CJI.
[S.A. BOBDE]

.....J.
[B.R. GAVAI]

.....J.
[SURYA KANT]

NEW DELHI,
FEBRUARY 28, 2020.

ITEM NO.16,16.1

COURT NO.1

SECTION XI-A

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). 3233/2020

(Arising out of impugned final judgment and order dated 18-12-2019 in WP(C) No. 7961/2019 passed by the High Court Of Kerala At Ernakulam)

K.P. SURESH & ANR.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.20249/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT [CHIEF COURT MENTIONING NTBD 18.02.2020] NW)

WITH

SLP(C) No. 3476/2020 (XI-A)

(IA No. 30916/2020 - PERMISSION TO FILE ADDITIONAL

DOCUMENTS/FACTS/ANNEXURES, IA No. 22112/2020 - PERMISSION TO FILE LENGTHY LIST OF DATES)

Date : 28-02-2020 These petitions were called on
for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE SURYA KANT

For Petitioner(s) Mr. Gopal Shankaranaryan, Sr. Adv.
Mr. Suryanarayana Singh, Sr. Adv.
Mr. Kuriakose Varghese, Adv.
Mr. Abir Phukan, Adv.
Mr. Surya Prakash, Adv.
Ms. Devyani Bhatt, Adv.
Mr. Vishal Sinha, Adv.
For M/s. KMNP Law, AOR

Mr. Chander Uay Singh, Sr. Adv.
Mr. C.K. Sasi, AOR
Mr. Abdula Naseeh, Adv.
Ms. Somya Gupta, Adv.
Ms. Romsha Raj, Adv.

For Respondent(s) Mr. K.M. Natraj, Ld. ASG
Mr. Nikilesh R., Adv.

M/S. M. V. Kini & Associates, AOR

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

Leave granted.

The appeals are disposed of in terms of the signed order.

Pending applications stand disposed of.

[CHARANJEET KAUR]
A.R.-CUM-P.S.

[INDU KUMARI POKHRIYAL]
ASSTT. REGISTRAR

[Signed order is placed on the file]