

ITEM NO.16

COURT NO.9

SECTION XI

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). 22948/2019

(Arising out of impugned final judgment and order dated 03-07-2019 in SPLA No. 353/2018 passed by the High Court Of Judicature At Allahabad)

COMMITTEE OF MANAGEMENT
OF MADARSA ARABIA ZIAUL ULOOM MANDEY

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.146672/2019-EXEMPTION FROM FILING O.T. and IA No.146670/2019-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 30-09-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE KRISHNA MURARI

For Petitioner(s) Mr. V.K. Shukla, Sr. Adv.
Ms. Parul Shukla, AOR

For Respondent(s)

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

On a query as to what is that really troubles the petitioner, learned counsel has drawn our attention to the order of the learned Single Judge to submit that since there are observations to the effect that the new office bearers have taken over only on 11.5.2015 and there was no validly elected Committee since 2011, that is being construed as to imply that any action taken by the Committee during the interregnum period is invalid beyond the case

of the respondent.

He further submitted that financial support has not been granted by the State Government for the said period and even the Principal and Teachers of the Institution are not being paid.

On a perusal of the record, we find no reason why the observations of the learned Single Judge should be read beyond the context in which they were made i.e. the departmental enquiry against respondent No.4 and in that too a fresh enquiry has been permitted. That is the purport of the order of the learned Single Judge as affirmed by the Division Bench.

The aforesaid being the position, we do not consider it appropriate to entertain this Special Leave Petition and dismiss the same in terms of the clarification given aforesaid.

Pending applications stand disposed.

(ASHA SUNDRIYAL)
COURT MASTER

(ANITA RANI AHUJA)
COURT MASTER