

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). 24349/2019

(Arising out of impugned final judgment and order dated 06-09-2019 in WP(C) No. 15327/2019 passed by the High Court of Orissa at Cuttack)

WESCO UTILITY

Petitioner(s)

VERSUS

ALOK RANJAN PATNAIK & ORS.

Respondent(s)

(FOR ADMISSION and I.R.)

Date : 18-10-2019 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. Hasan Murtaza, AOR

For Respondent(s)

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

The petitioner appears to have an apprehension arising from the last paragraph of the impugned order dated 6th September, 2019 which reads as under:

"It is made clear that in the meantime, as undertaken by the Authorized Officer, the representation of the petitioner will be considered and thereafter a fresh gradation list will be prepared, and as a consequence thereof, the promotion will be given effect to."

Learned counsel for the petitioner states that what was undertaken by the Authorized Officers was that the representation of the respondent(s) before us would be examined and the promotion order issued in the meantime would thus stand withdrawn.

To our mind, that can be the only purport of the undertaking and the effect of the order and the order cannot be construed as if it is a direction to the petitioner before us to grant relief to the respondent(s) but only to examine the representation of the petitioner before the High Court and depending on the fate of that representation to issue fresh gradation list and consequential promotion.

If the petitioner before us has any apprehension on that account, it is at liberty to move an appropriate application before the High Court in that behalf.

The Special Leave Petition is disposed of.

Pending application, if any, stands disposed of.

(ANITA MALHOTRA)
COURT MASTER

(ANITA RANI AHUJA)
COURT MASTER