

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

CONMT.PET.(C) No. 770 OF 2016  
IN  
CIVIL APPEAL NO. 4142 OF 2004

V. KOTESWARA RAO & ORS.

Petitioner(s)

VERSUS

ADITYA NATH DAS, PRINCIPAL SECRETARY,  
GOVT. OF A.P & ANR.

Respondent(s)

WITH

CONMT.PET.(C) No. 755 OF 2017  
IN  
CIVIL APPEAL NO. 4147 OF 2004

WITH

CONMT.PET.(C) No. 624 OF 2017  
IN  
CIVIL APPEAL NO. 4142 OF 2004

O R D E R

1. Applications for impleadment/intervention are allowed.
2. The petitioners approached this Court with certain grievances regarding non-compliance of order dated 18.02.2016 in Civil Appeal No. 4142 of 2004 and other connected matters. According to the respondents, having regard to the enormous amount of work involved in the process, the compliance could not be made within the time stipulated by this Court. Be that as it may, vide order dated 18.09.2017, this Court had made

it clear that in case the orders were not complied with within the time further granted by the Court, the respondents would not be entitled to draw their salaries from the month of October, 2017 onwards. Still further, by order dated 30.10.2017, costs were also imposed.

3. The Convenor of the Departmental Promotion Committee (DPC) is present before this Court. Inviting our reference to the affidavit filed on 14.11.2017, it is submitted that the judgment has been complied with and all consequential steps have been taken.

4. The petitioners and some of the proposed intervenors/impleaders do not appear to be happy with the orders passed. According to them, they have suffered heavily on account of the revision, which according to them, is not in tune with the orders passed by this Court. Some of them have a grievance that the consequential benefits have not been granted to them.

5. Mr. R. Basant, learned senior counsel appearing for the respondents, submits that once the orders have been passed, all consequential steps will be worked out and will be disbursed to the eligible employees expeditiously and at any rate, within a period of four months from today. In the unlikely event of the benefits not being disbursed within the said period of four months, we make it clear that the beneficiaries of the order in the Civil Appeals shall be entitled to interest at the rate of 12% and the officer(s) responsible for the delay shall be personally liable for the same.

6. As far as the individual grievances, if any, are concerned, we make it clear that it will be open to them to pursue the same in appropriate proceedings before an appropriate forum.

7. We are informed that some writ petitions have already been filed before the High Court of Judicature at Hyderabad for the State of Telenga and for the State of Andhra Pradesh. We request the High Court, being an issue pertaining to the

disputes starting from the year 1977, to dispose of the writ petitions expeditiously and preferably within four months from the date of production of a copy of this order.

8. Now that the orders have been complied with and since an apology has been tendered in the affidavit for the delay which, according to them, was beyond their control, we recall all the orders pertaining to non-disbursement of salary to the officers. Needless to say that the officers will be entitled to draw their salaries from the month of October, 2017 onwards.

9. In view of the above, the contempt petitions are dismissed. Contempt notice is discharged.

10. We make it clear that we have not considered the matter on merits.

.....J.  
[ KURIAN JOSEPH ]

.....J.  
[ R. BANUMATHI ]

New Delhi;  
November 15, 2017.

ITEM NO.5

COURT NO.5

SECTION XII-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

CONMT.PET.(C) No. 770/2016 In C.A. No. 4142/2004

V. KOTESWARA RAO &amp; ORS.

Petitioner(s)

VERSUS

ADITYA NATH DAS, PRINCIPAL SECRETARY,  
GOVT. OF A.P & ANR.

Respondent(s)

(INTERVENTION APPLICATIONS and IA No.119146/2017-PERMISSION TO FILE  
ADDITIONAL DOCUMENTS and IA No.119816/2017-PERMISSION TO FILE  
ADDITIONAL DOCUMENTS)

WITH

CONMT.PET.(C) No. 755/2017 In C.A. No. 4147/2004 (XII-A)  
CONMT.PET.(C) No. 624/2017 In C.A. No. 4142/2004 (XII-A)

Date : 15-11-2017 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH  
HON'BLE MRS. JUSTICE R. BANUMATHI

Counsel for the  
parties

Mr. K. P. Kailashnath Pillai, Sr. Adv.  
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Ms. Y. Vismai, Adv.  
Mr. K. Sharat Kumar, Adv.

Mr. P. Venkat Reddy, Adv.

Mr. Prashant Tyagi, Adv.  
For M/S. Venkat Palwai Law Associates

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

The contempt petitions are dismissed in terms of the signed  
order.

Pending Interlocutory Applications, if any, stand disposed of.

(JAYANT KUMAR ARORA)  
COURT MASTER

(RENU DIWAN)  
ASSISTANT REGISTRAR

(Signed order is placed on the file)