

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 43877/2019

(Arising out of impugned final judgment and order dated 06-09-2019 in RP No. 96/2019 28-06-2019 in LPA No. 138/2015 passed by the High Court Of Himachal Pradesh At Shimla)

BIMLA DEVI

Petitioner(s)

VERSUS

THE STATE OF HIMACHAL PRADESH & ORS.

Respondent(s)

(IA No.195112/2019-CONDONATION OF DELAY IN FILING and
IA No.195113/2019-EXEMP.FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No.195114/2019-PERM.TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEX.)

Date : 07-01-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI

HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Prashant Bhushan, AOR
Mr. Hemant, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Delay condoned.

Mr. Prashant Bhushan, learned counsel appearing for the petitioner, has inter alia submitted that the Division Bench of the same High Court in LPA NO.98 of 2015 (decided on 22.11.2018) has held that "the engagement of Mid Day Meal worker cannot be considered to be government service/employed". Learned counsel has further submitted that the petitioner having been engaged as a Mid Day Meal worker cannot be said to have been employed and she should not have been deprived of the marks for being unemployed. Learned counsel has also inter alia raised other grounds in support of his submissions.

Having regard to the submissions made at the Bar, issue notice.

(MAHABIR SINGH)
COURT MASTER

(BEENA JOLLY)
BRANCH OFFICER