

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.4580 OF 2017  
(Arising out of SLP(C) No(s). 9306/2012)

AJITHAKUMARI M & ORS.

APPELLANT(S)

VERSUS

TRAVANCORE DEVASWOM BOARD

RESPONDENT(S)

WITH

CIVIL APPEAL NO.4581 OF 2017  
(Arising out of SLP(C) No. 10719/2012)

O R D E R

Leave granted.

We have heard learned counsel for the parties.

The appellants were placed in the select list for service under the Travancore Devaswom Board. The selection was cancelled in view of Section 29A of the Travancore Cochin Hindu Religious act, 1950. This decision has been upheld by the High Court.

It has been pointed out by learned counsel for the appellants that the Section in question has now been deleted after the judgment.

While we agree with the view taken by the High Court that the statutory provision which may have come into force before appointment could not be ignored for making an appointment, since the provision itself has been deleted

now, we set aside the impugned order and remand the matter back to the High Court for a fresh decision in accordance with law.

The parties are directed to appear before the High Court for further proceedings on Monday, the 22<sup>nd</sup> May, 2017.

The appeals are disposed of in above terms.

Pending applications, if any, shall also stand disposed of.

.....J.  
[ADARSH KUMAR GOEL]

.....J.  
[UDAY UMESH LALIT]

NEW DELHI;  
29TH MARCH, 2017

ITEM NO.10

COURT NO.13

SECTION XIA

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). 9306/2012  
(Arising out of impugned final judgment and order dated 14/12/2011  
in WPC No. 27575/2006 passed by the High Court of Kerala at  
Ernakulam)

AJITHAKUMARI M &amp; ORS.

Petitioner(s)

VERSUS

TRAVANCORE DEVASWOM BOARD  
(With interim relief and office report)  
(For final disposal)

Respondent(s)

WITH

SLP(C) No. 10719/2012

(With appln. (s) for permission to file additional documents and  
Interim Relief and Office Report)

Date : 29/03/2017 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ADARSH KUMAR GOEL  
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. Naveen R. Nath, Adv.  
Mr. Abhimanyu Verma, Adv.

Ms. V. Mohana, Sr. Adv.  
Mr. Mohammed Sadiqueta, Adv.  
Mr. Anu K. Roy, Adv.  
Mr. Nishe Rajen Shonker, Adv.

For Respondent(s) Mr. C.S. Rajan, Sr. Adv.  
Mr. A. Raghunath, Adv.  
Mr. Yoga Maya M.G., Adv.

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, if any, shall also stand disposed  
of.

(SWETA DHYANI)  
SR.P.A

(VEENA KHERA)  
COURT MASTER

(Signed order is placed on the file)