

W.P.(C) No.2019 of 2003
02.12.2016

Heard Mr. A.A. Das, learned counsel for the petitioner and Mr. G.P. Dutta, learned counsel for opposite party no.3.

Mr. G.P. Dutta, learned counsel for opposite party no.3 submits that the petitioner has filed this application challenging the letter dated 19.02.2003 issued by the opposite party as well as the order of recovery giving retrospective effect pursuant to letter dated 19.02.2003 along with other reliefs. But, this Court by order dated 25.08.2009 allowed one of the connected writ petitions i.e. W.P.(C) No.2804/2003 and quashed the letter dated 19.02.2003. The said order was challenged before the apex Court in SLP (C) No.21934/2010. Similar matters which are pending before Chhatishgarh and Andhra Pradesh High Courts have also been directed to be heard analogously by the Supreme Court.

It is stated by Mr. G.P. Dutta, learned counsel for opposite party no.3 that transfer application no. 932-945/2013 has also been filed before the apex Court, which is still pending for consideration and as the question involved in this present writ petition is similar to the case pending before the apex Court in SLP (C) No.21934/2010 and also transfer applications are pending, this matter may be transferred to the Supreme Court for hearing along with SLP (C) No.21934/2010.

Learned counsel for the petitioner has not disputed such position.

In such view of the matter, considering the contentions raised by learned counsel for the parties, this case stands transferred to the apex Court to be heard along with SLP (C) No.21934/2010.

(DR. B.R. SARANGI)
JUDGE