

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). 10759/2013

STATE OF MAHARASHTRA & ORS.

Appellant(s)

VERSUS

ASHA RAMDAS BIDKAR & ORS.

Respondent(s)

(SLP. 7685, 9327-46, 9645, 10870, 11031, 12526, 15158-63/16 to be listed
before chamber judge)

WITH

SLP(C) No. 9645/2016 (IX)

(FOR DELETING THE NAME OF PETITIONER/RESPONDENT ON IA 189969/2019
IA No. 189969/2019 - DELETING THE NAME OF PETITIONER/RESPONDENT)

SLP(C) No. 10870/2016 (IX)

(FOR APPLICATION FOR SUBSTITUTION ON IA 43326/2020
IA No. 43326/2020 - APPLICATION FOR SUBSTITUTION)

SLP(C) No. 11031/2016 (IX)

(IA FOR APPLICATION FOR SUBSTITUTION ON IA 27667/2018
FOR CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN. ON IA
27668/2018

FOR [I/A FOR SETTING ASIDE ABATEMENT] ON IA 45883/2018

FOR CONDONATION OF DELAY IN FILING ON IA 45888/2018

FOR CLARIFICATION/DIRECTION ON IA 57498/2018

FOR APPLICATION FOR SUBSTITUTION ON IA 172744/2019

FOR APPLICATION FOR SUBSTITUTION ON IA 3738/2021

IA No. 27667/2018 - APPLICATION FOR SUBSTITUTION

IA No. 3738/2021 - APPLICATION FOR SUBSTITUTION

IA No. 172744/2019 - APPLICATION FOR SUBSTITUTION

IA No. 57498/2018 - CLARIFICATION/DIRECTION

IA No. 45888/2018 - CONDONATION OF DELAY IN FILING

IA No. 27668/2018 - CONDONATION OF DELAY IN FILING SUBSTITUTION
APPLN.

IA No. 45883/2018 - I/A FOR SETTING ASIDE ABATEMENT)

SLP(C) No. 12526/2016 (IX)

(FOR CLARIFICATION/DIRECTION ON IA 57471/2018
FOR APPLICATION FOR SUBSTITUTION ON IA 130169/2019
IA No. 130169/2019 - APPLICATION FOR SUBSTITUTION
IA No. 57471/2018 - CLARIFICATION/DIRECTION)

SLP(C) No. 15158-15163/2016 (IX)

(FOR ON IA 4/2016
FOR DELETING THE NAME OF PETITIONER/RESPONDENT ON IA 10/2016
FOR impleading party ON IA 83674/2020
FOR INTERVENTION/IMPLEADMENT ON IA 83674/2020
IA No. 10/2016 - DELETING THE NAME OF PETITIONER/RESPONDENT
IA No. 83674/2020 - INTERVENTION/IMPLEADMENT)

SLP(C) No. 7685/2016 (IX)

(FOR impleading party ON IA 81100/2020
FOR INTERVENTION/IMPLEADMENT ON IA 81100/2020
FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 81104/2020
FOR impleading party ON IA 81597/2020
FOR INTERVENTION/IMPLEADMENT ON IA 81597/2020
FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 81599/2020
IA No. 81104/2020 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 81599/2020 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 81597/2020 - INTERVENTION/IMPLEADMENT
IA No. 81100/2020 - INTERVENTION/IMPLEADMENT)

SLP(C) No. 9327-9346/2016 (IX)

(FOR INTERVENTION/IMPLEADMENT ON IA 24635/2021
IA No. 24635/2021 - INTERVENTION/IMPLEADMENT)

Date : 17-03-2021 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE AJAY RASTOGI
[IN CHAMBERS]

For Appellant(s)	Mr. Shiv Ram Pandey, Adv. Ms. Sandhya Pandey, Adv. Mr. Praveen Mishra, Adv. Mr. Anjani Kumar Mishra, AOR
	Ms. Aparna Bhat, AOR Ms. Karishma Maria, Adv. Mr. Pukhrambam Ramesh Kumar, AOR

Mr. Amol Nirmalkumar Suryawanshi, AOR
Mr. Nishant Ramakantrao Katneshwarkar, AOR
Ms. Rukhsana Choudhury, AOR
Ms. Sneha Ravi Iyer, Adv.

For Respondent(s) Ms. Aparna Jha, AOR
Mr. Sachin Patil, AOR
Mr. Amol Nirmalkumar Suryawanshi, AOR
Mr. Sunil Fernandes, AOR
Mr. Amol B. Karande, AOR
Mr. Sudhanshu S. Choudhari, AOR
Mr. Nishant Ramakantrao Katneshwarkar, AOR
Mr. T. Mahipal, AOR
Mr. Shriram P. Pingle, AOR
Ms. Sneha Ravi Iyer, AOR
Mr. Chander Shekhar Ashri, AOR
Mrs. Sarla Chandra, AOR

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

SLP (C) No. 9645/2016

I.A. No. 189969/2019 has been filed seeking permission to delete the names of respondent Nos. 6 & 7 from the array of parties.

As prayed, names of respondent Nos. 6 & 7 stand deleted from the array of parties at the risk of the petitioner.

SLP(C) No. 10870/2016

I.A. No. 43326/2020 has been filed for taking legal representatives of deceased Petitioner No. 75 on record who died during the pendency of the proceedings. No one has raised objection on behalf of the respondents. Application, in terms as prayed, is allowed. Legal representatives of deceased Petitioner No. 75 be taken on record.

Amended Memo of Parties be filed and office to proceed.

SLP(C) No.11031/2016

Separate applications have been filed for taking legal

representatives of deceased Petitioner Nos. 60, 87 & 3 on record who died during the pendency of the proceedings. In reference to petitioner Nos. 60 and 3, there is delay in filing the application.

Delay as prayed for, is condoned. Abatement is set aside and legal representatives of deceased Petitioner Nos. 60, 87 & 3 be taken on record.

It is informed that vakalatnama on behalf of legal representatives of the respective deceased Petitioner Nos. 60, 87 & 3 has also been filed by the petitioners.

The Registry to check and proceed.

Amended Memo of Parties be filed accordingly.

SLP(C) No 12526/2016

I.A. No.130169/2019 - Application has been filed for taking legal representatives of deceased sole Petitioner on record who died during the pendency of the proceedings. Application, in terms as prayed, is allowed. Legal representatives of deceased sole Petitioner be taken on record. Petitioners had also filed vakalatnama on their behalf.

Amended Memo of Parties be filed and office to proceed.

SLP (C) No. 15158-15163/2016

I.A. No.10/2016 has been filed for deleting the name of proforma respondents.

As prayed, names of proforma respondents stand deleted from the array of parties at the risk of the petitioner.

Two separate IAs have been filed seeking permission for the impleadment as party respondent in the instant proceedings. No one is present to oppose the filing of the application. Application, in terms as prayed, is allowed and the applicants are permitted to implead as party respondents.

Amended Memo of Parties be filed and office to proceed.

SLP (C) No. 7685/2016

I.A. No. 81100/2020 has been filed seeking permission for the impleadment as party respondent in the instant proceedings. No one is present to oppose the filing of the application. Application, in terms as prayed, is allowed and the applicants are permitted to implead as party respondents. Vakalatnama may be filed on their behalf.

Amended Memo of Parties be filed and office to proceed.

I.A. D. No. 81597 of 2020 has been filed seeking permission to implead the applicant as party respondent which is defective.

Learned counsel for the applicant submits he will do the needful within four weeks.

Separate application has been filed for exemption from filing notarized affidavit and original vakalatnama. Learned Counsel on that behalf submits that she will obtain necessary instructions and will do the needful within four weeks.

SLP (C) No. 9327-9346/2016

I.A. No. 24365/2021 is disposed of with a direction for the applicant to be impleaded as respondent in SLP (C) No. 9336/16.

C.A. No. 10759/2013

Counsel for the appellants in the connected matters jointly submit that it is a matter of 2013 and their claim is in reference to the emoluments to which the members of the teaching faculties were entitled for under the law and 7 years have roll by now and their legitimate dues could not have been paid because of the pending litigation in this Court.

A joint request has been made that the matter may be listed before the Court for hearing at an early date.

Looking into the nature of dispute, I consider appropriate to list the matter for hearing in the 2nd week of April 2021 alongwith the connected matters.

(RAJNI MUKHI)
COURT MASTER (SH)

(DIPTI KHURANA)
COURT MASTER (NSH)