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ITEM NO.12

COURT NO.3

SECTION IX

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

I.A. No.3 in Petition(s) for Special Leave to Appeal (Civil)
No(s).5859/2012

(From the judgement and order dated 08/11/2011 in WP No.8986/2011 of The
HIGH COURT OF BOMBAY)

CHOWALLOOR VINCENT JOSEPH & ANR

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(for directions and prayer for interim relief and office report))

Date: 07/05/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s)

Mr. M.L. Lahoty, Adv.

Mr. Paban K. Sharma, Adv.

For Respondent(s)

Mr. Nagendra Rai, Sr. Adv.

Mr. Chandra Bhushan Prasad, Adv.

Ms. Reena Singh, Adv.

Mrs Anil Katiyar ,Adv

UPON hearing counsel the Court made the following

O R D E R

This is an application for stay of implementation of letter dated 18.10.2012 issued by Director (Administration), Government of India, Ministry of Finance, Department of Revenue (Central Board of Direct Taxes).

We have heard Shri M.L. Lahoty, learned counsel for the petitioners and Shri Nagendra Rai, learned senior counsel appearing for respondent No.5 and perused the record.

In our opinion, there is absolutely no justification for stalling the promotion of some of the officers of the department. The elements of irreparable injury, balance of convenience and public interest are not in favour of grant of stay.

The application is accordingly dismissed.

However, hearing of the main special leave petition is expedited and it is ordered that the same be listed in the month of August, 2013.

|(Parveen Kr.Chawla)

|Court Master

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| |(Phoolan Wati Arora)

| |Court Master

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