

URGENTOUT TODAY

ITEM NO.17 to 22

COURT NO.5

SECTION X

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

Writ Petition(s) (Civil) No(s). 64/2018

NITIN RAJ

Petitioner(s)

VERSUS

HIGH COURT OF DELHI &amp; ANR.

Respondent(s)

WITH

W.P.(C) No. 96/2018 (X)  
SLP(C) No. 3950/2018 (XIV)

with

W.P. (C) No. 102/2018  
W.P.(C) No. 106/2018 (X)  
W.P.(C) No. 103/2018 (X)  
(FOR ADMISSION and IA No.21311/2018-APPROPRIATE ORDERS/DIRECTIONS)  
W.P.(C) No. 108/2018 (X)

with

W.P. (C) No. 107/2018  
W.P.(C) No. 110/2018 (X)  
SLP(C) No. 4612/2018 (XIV)

with

W.P. (C) No. 112 of 2018  
W.P. (C) No. 123 of 2018  
W.P. (C) No. 124 of 2018

Date : 15-02-2018 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH  
HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

Counsel for the  
parties

Mr. V. Shekhar, Sr. Adv.  
Mr. Ashwani Kumar Dubey, Adv.  
Mr. Pankaj Sharma, Adv.  
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Mr. Shyam Divan, Sr. Adv.  
Mr. Alok Kumar, Adv.  
Mr. Varun Chandok, Adv.  
Mr. Hasan Murtaza, Adv.

Mr. D. K. Sharma, Adv.  
Mr. Syed Mehdi Imam, AOR  
Mr. Navin Gupta, Adv.  
Mr. Tabrez Ahmad, Adv.  
Mr. Umar Siddiqui, Adv.

Dr. Manish Singhvi, Adv.  
Mr. Hitesh Vats, Adv.  
Mr. D. K. Devesh, Adv.  
Mr. U. P. Singh, Adv.  
Ms. Nidhi Das, Adv.  
Mr. S. K. Roshan, Adv.

Mr. D. Abhinav Rao, Adv.

Mr. Dushyant Kumar, Adv.  
Mr. Rakesh Taneja, Adv.  
Mr. T. V. George, AOR

Ms. Debjani Das P., Adv.  
Mr. Rajiv Kataria, Adv.  
Mr. Himangshu Sharma, Adv.

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

SLP(C) No. 4612/2018 and W.P. (C) No. 107/2018

Detag these matters from the batch.

SLP(C) No. 3950/2018

The learned counsel for the petitioners seeks leave to withdraw this Special Leave Petition without prejudice to their liberty to take appropriate steps in accordance with law.

Permission is granted.

The Special Leave Petition is, accordingly, dismissed as withdrawn.

W.P. (C) No. 64/2018, W.P.(C) No. 96/2018, W.P. (C) No. 102/2018  
W.P.(C) No. 106/2018, W.P.(C) No. 103/2018, W.P.(C) No. 108/2018,  
W.P.(C) No. 110/2018, W.P. (C) No. 112 of 2018, W.P. (C) No. 123 of  
2018, W.P. (C) No. 124 of 2018

Issue notice in the writ petitions.

The issue in these writ petitions is whether i) the petitioners, who are judicial officers in service, but who have completed seven years before rendering service or; ii) who have a combined service of practice as lawyer and judicial service of seven years or; iii) even in judicial service of seven years, are eligible to participate in the selection to the Delhi Higher Judicial Service.

It is informed that the last date for submission of applications is today i.e. 15.02.2018 and that the examination is scheduled to be held on 15.04.2018.

Heard the learned counsel appearing for the petitioners at the admission stage and Mr. A.D.N. Rao, learned counsel appearing for the High Court of Delhi.

The learned counsel has brought to our notice a Reference made by this Court as per Order dated 23.01.2018 to a larger Bench in SLP (C) No. 14156 of 2015 and connected matters.

We direct the High Court of Delhi to register the applications of the petitioners and intervenors, if they are otherwise in order, ignoring the objections regarding seven years practice and in case they are otherwise eligible as per the three aspects referred to above.

We make it clear that this is only a provisional arrangement. Mere participation does not confer them with any right to claim any equity. The eligibility for appointment will be decided at the time of final hearing of the matter.

(JAYANT KUMAR ARORA)  
COURT MASTER

(RENU DIWAN)  
ASSISTANT REGISTRAR