

ITEM NO.22

COURT NO.11

SECTION XI-A

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

Petition(s) for Special Leave to Appeal (C) No(s). 17482/2023

(Arising out of impugned final judgment and order dated 12-04-2023 in WA No. 768/2022 passed by the High Court Of Orissa At Cuttack)

THE STATE OF ODISHA & ANR.

Petitioner(s)

VERSUS

BIDYADHAR BISWAL & ORS.

Respondent(s)

(IA No.158202/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.158203/2023-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.158201/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(C) No. 16949/2023 (XI-A)

(IA No. 152475/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT IA No. 152474/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 152476/2023 - PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No. 16945/2023 (XI-A)

(IA No.152448/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.152449/2023-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.152447/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Diary No(s). 27126/2023 (XI-A)

(IA No.246801/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.246802/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 27127/2023 (XI-A)

Diary No(s). 27129/2023 (XI-A)

(IA No.245308/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.245306/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 27334/2023 (XI-A)

(IA No.246156/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.246155/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 27532/2023 (XI-A)

Diary No(s). 27535/2023 (XI-A)

(IA No.246406/2023-CONDONATION OF DELAY IN FILING and IA No.246408/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.246407/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 27563/2023 (XI-A)

(IA No.246704/2023-CONDONATION OF DELAY IN FILING and IA No.246707/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.246705/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 29311/2023 (XI-A)

(IA No.235854/2023-CONDONATION OF DELAY IN FILING and IA No.235855/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.235853/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 29729/2023 (XI-A)

(IA No.244769/2023-CONDONATION OF DELAY IN FILING and IA No.244770/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.244773/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 29931/2023 (XI-A)

(IA No.215309/2023-CONDONATION OF DELAY IN FILING and IA No.215311/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.215310/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 29932/2023 (XI-A)

(IA No.236119/2023-CONDONATION OF DELAY IN FILING and IA No.236120/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.236121/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 30441/2023 (XI-A)

(IA No.237457/2023-CONDONATION OF DELAY IN FILING and IA No.237458/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.237460/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 44762/2023 (XI-A)

(IA No.245268/2023-CONDONATION OF DELAY IN FILING)

Diary No(s). 48190/2023 (XI-A)

(IA No.248034/2023-CONDONATION OF DELAY IN FILING and IA No.248035/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 17393/2023 (XI-A)

(IA No.156102/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.156104/2023-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.156100/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 16825/2023 (XI-A)

(IA No.151719/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.151723/2023-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.151722/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 18205/2023 (XI-A)

(IA No.166066/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.166067/2023-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.166064/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 17956/2023 (XI-A)

(IA No.162643/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.162647/2023-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.162645/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 17635/2023 (XI-A)

(IA No.159145/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.159149/2023-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.159146/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 17705/2023 (XI-A)

(IA No.160195/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.160198/2023-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.160193/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Diary No(s). 27113/2023 (XI-A)

(IA No.245016/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.245020/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 27549/2023 (XI-A)

(IA No.245069/2023-CONDONATION OF DELAY IN FILING and IA No.245066/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.245070/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Diary No(s). 29228/2023 (XI-A)

(IA No.235415/2023-CONDONATION OF DELAY IN FILING and IA No.235420/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

and IA No.235423/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

**Diary No(s). 29730/2023 (XI-A)
(IA No.216012/2023-CONDONATION OF DELAY IN FILING and IA No.216014/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.216013/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)**

**Diary No(s). 30439/2023 (XI-A)
(IA No.219605/2023-CONDONATION OF DELAY IN FILING and IA No.219607/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.219608/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)**

**SLP(C) No. 19299/2023 (XI-A)
(IA No.176764/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.176767/2023-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.176765/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)**

**Diary No(s). 34905/2023 (XI-A)
(IA No.197980/2023-CONDONATION OF DELAY IN FILING and IA No.197976/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**Diary No(s). 1440/2024 (XI-A)
(IA No.16122/2024-CONDONATION OF DELAY IN FILING and IA No.16123/2024-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**Diary No(s). 1175/2024 (XI-A)
(IA No.26239/2024-CONDONATION OF DELAY IN FILING and IA No.26243/2024-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 26239/2024 - CONDONATION OF DELAY IN FILING
IA No. 26243/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

Date : 01-03-2024 These matters were called on for hearing today.

CORAM :

**HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH**

**For Petitioner(s) Mr. P. S. Patwalia, Sr. Adv.
Mr. Gaurav Khanna, AOR
Ms. Natasha Sahrawat, Adv.
Mr. Manoj Khuntia, Adv.
Mr. Sawat Das, Adv.
Mr. Arnav Behera, Adv.
Ms. Deepali Bhanot, Adv.
Mr. Rudraksh Pandey, Adv.**

Mr. Gautam Barnwal, Adv.

Mr. Subhasish Mohanty, AOR

Mr. P. S. Patwalia, Sr. Adv.

Mr. Suwendu Suvasis Dash, AOR

Ms. Swati Vaibhav, AOR

Ms. Shruti Vaibhav, Adv.

Mr. Dhananjaya Mishra, AOR

Mr. Navneet Dogra, Adv.

Ms. Anindita Pujari, AOR

Ms. Radhika Rani Mohapatra, Adv.

Mr. Shaileshwar Yadav, Adv.

Ms. Bhumika Chouksey, Adv.

Mr. Prakash Ranjan Nayak, AOR

Mr. Chaitanya Chauhan, Adv.

Mr. Animesh Dubey, Adv.

Mr. Arjun Garg, AOR

Mr. Aakash Nandolia, Adv.

Ms. Sagun Srivastava, Adv.

Ms. Nisha Pandey, Adv.

Ms. Kriti Gupta, Adv.

For Respondent(s) Ms. Meenakshi Arora, Sr. Adv.

Mr. Soumyajit Pani, Adv.

Mr. B.s. Tripathi, Adv.

Mr. Siddharth Jain, AOR

Mr. Aishwary Bajpai, Adv.

**UPON hearing the counsel the court made the following
O R D E R**

1. Application seeking exemption from filing certified copy of the impugned judgment is allowed.
2. Delay condoned.
3. Learned counsel for the petitioners has enclosed a draft resolution with Interlocutory Application No. 53505/2024 stating *inter alia* that the State is willing to pass the said resolution which is a comprehensive policy to deal with regularization/absorption of Data Entry Operators who have

been serving in the State Government since the year 2008.

4. Ms. Meenakshi Arora, learned Senior counsel appearing for the respondents states on instructions that the contents of the resolution are not acceptable to the respondents and the matter ought to be taken up on merits.

5. Issue notice. Mr. Siddharth Jain, learned Advocate on Record accepts notice in all matters and states that he will power of attorney within one week.

6. Counter affidavit, if any, be filed within four weeks. Rejoinder affidavit, if any, be filed within four weeks, thereafter.

7. List after service/pleadings are complete.

8. With the consent of the parties, SLP (Civil) No.17482 of 2023 shall be treated as a lead matter for the purpose of arguments.

(Geeta Ahuja)
Assistant Registrar-cum-PS

(Nand Kishor)
Court Master (NSH)