

Item No. 21

20.09.2011

MA 1478/2011

CP 39/2004

OA 243/2002

Present : Shri S.K. Pathak, counsel for the applicants.
Shri Sameer Aggarwal, counsel for the respondent No. 1.
Shri S.M. Arif, counsel for the respondents No.2.
Ms. Alka Sharma, counsel for the UPSC.

MA 1478/2011 has been filed by the applicant seeking revival of CP No.39/2004 in view of liberty granted vide order dated 30.10.2006 as the respondents are deliberately flouting the order dated 29.01.2002 passed in OA No.243/2002.

2. Order dated 30.10.2006 reads as under:

"In the interest of justice, when we are satisfied that the respondents have taken steps towards implementation of our orders as well as keeping in light the fact that for 4 years the directions of OA 243/2002 are remained to be complied with, we dispose of MA 1919/2006 filed by the respondents by accordingly them 20 weeks' time from 10.11.2006 to comply with the directions meticulously in true letter and spirit making it very clear that in the event, the directions are not complied with, serious view of the matter would be taken."

3. When the matter was called out today, both the counsel admitted that the final seniority list has been sent to UPSC for convening the DPC, therefore, as far as Ministry is concerned, they have already complied with the directions. They have stated that further action is required to be taken by UPSC. However, UPSC has not filed reply in this case, therefore, they are directed to file reply within three weeks.

4. List this case on 03.11.2011. It is made clear that no further adjournment shall be given.

Order DASTI.

(DR. A.K. MISHRA)
Member(A)

(MRS. MEERA CHIBBER)
Member(J)

/jyoti/

20.01.2012

Item No. 20

MA 1478/2011
CP 39/2004
OA 243/2002

Present : Shri S.K. Pathak, counsel for the applicant.
Shri S.M. Arif, counsel for the respondents.
Shri Naresh Kaushik, counsel for the UPSC.

It is stated by the counsel for the UPSC that they have already filed the additional affidavit. Copy has been served on the counsel for the applicant. On his request, list this case on 16.02.2012.

(Shailendra Pandey)
Member (A)

/jyoti/

(Mrs. Meera Chhibber)
Member (J)

