

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE/ORIGINAL JURISDICTION

MISCELLANEOUS APPLICATION NOS.696-722 OF 2018

IN

CIVIL APPEAL NOS. 2368 OF 2011, 2369 OF 2011, 2370-2373 OF 2011,
2364-2377 OF 2011, 2378 OF 2011, 2379 OF 2011, 4320-4327 OF 2011
AND 5280-5286 OF 2011

B.K. PAVITHRA AND ORS. ...Petitioners

Versus

UNION OF INDIA AND ORS. ...Respondents

WITH

CONTEMPT PETITION(CIVIL)NO. 1681 OF 2017 IN CIVIL APPEAL NO. 2369
OF 2011, CONTEMPT PETITION (CIVIL)NO. 1722 OF 2017 IN CIVIL APPEAL
NO. 2369 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1697 OF 2017 IN
CIVIL APPEAL NO. 2370 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1682 OF
2017 IN CIVILA PPEAL NO. 2368 OF 2011, CONTEMPT PETITION (CIVIL)NO.
1723 OF 2017 IN CIVIL APPEAL NO. 2378 OF 2011, CONTEMPT PETITION
(CIVIL) NO. 1741 OF 2017 IN CIVIL APPEAL NO. 2368 OF 2011, MISC.
APPLN. NO. 834 OF 2017 IN CIVIL APPEAL NO. 21369 OF 2011 & M.A.
NOS. 730-756 OF 2017 in CIVIL APPEAL NOS. 2368 OF 2011, 2369-2379
OF 2011, 4320-4327 OF 2011 AND 5280-5286 OF 2011

O R D E R

MISC. APPLN. NOS 696-722 OF 2018 IN CIVIL APPEAL NOS. 2368 OF 2011,
2369 OF 2011, 2370-2373 OF 2011, 2364-2377 OF 2011, 2378 OF 2011,
2379 OF 2011, 4320-4327 OF 2011 AND 5280-5286 OF 2011:

The applications are taken on Board.

We have heard Sh. Mukul Rohtagi, learned senior counsel appearing for the State of Karnataka On the issue of implementation of judgment of this Court in *B.K. Pavitra & Ors. versus Union of India & Ors.* (2017) 4 SCC 620.

We do not find any ground to extend the time for

implementation of the judgment on the ground of pendency of matters before a large Bench or on the ground of pendency of a proposed legislation since the judgment has attained finality.

Our attention has been invited to orders dated 22nd January, 2018 and 19th February, 2018 in Special Leave Petition (Civil)Nos.642-661 of 2018 (*R.T. Chandramouli & Ors versus The State of Karnataka and ors*) and Special Leave Petition(Civil)D.No.4001 of 2018 (*L. Shashikumar and Ors. versus State of Karnataka and ors.*) of this Court wherein order of status quo has been passed. However, thereafter the very same Bench in another matter arising out of the same issue, passed the following order on 12th March, 2018 in Special Leave Petition (Civil)No. 7201 of 2018 (*Chandranna A. & Ors. versus State of Karnataka and ors.*).

"These matters are connected with the case of B.K. Pavithra versus Union of India & Ors. [(2017) 4 SCC 620. It will be appropriate if these matters along with other connected matters are listed before the same Bench [Hon'ble Mr. Justice Adarsh Kumar Goel and Hon'ble Mr. Justice Uday Umesh Lalit]"

Accordingly, applications of the State of Karnataka for extension of time are dismissed.

Sh. Mukul Rohtagi, learned senior counsel fairly stated that seniority list has already been revised in compliance of judgment of this Court. Only consequential action remains to be taken. Let the same be taken within one month from today.

In case the judgment is not complied within one month,

the Chief Secretary of the State of Karnataka may remain present in this Court on 25th April, 2018.

CONTEMPT PETITION(CIVIL)NO. 1681 OF 2017 IN CIVIL APPEAL NO. 2369 OF 2011, CONTEMPT PETITION (CIVIL) NO. 1722 OF 2017 IN CIVIL APPEAL NO. 2369 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1697 OF 2017 IN CIVIL APPEAL NO. 2370 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1682 OF 2017 IN CIVIL APPEAL NO. 2368 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1723 OF 2017 IN CIVIL APPEAL NO. 2378 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1741 OF 2017 IN CIVIL APPEAL NO. 2368 OF 2011, MISC. APPLN. NO. 834 OF 2017 IN CIVIL APPEAL NO. 2369 OF 2011 and M.A. NOS. 730-756 OF 2017 in CIVIL APPEAL NOS. 2368 OF 2011, 2369-2379 OF 2011, 4320-4327 OF 2011 AND 5280-5286 OF 2011:

All contempt petitions and other applications are disposed of in above terms.

.....J.
[Adarsh Kumar Goel]

.....J.
[Uday Umesh Lalit]

NEW DELHI;
20TH MARCH, 2018.

ITEM NO.18

COURT NO.11

SECTION IV-A

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

CONMT.PET.(C) No. 1681/2017 in C.A. No. 2369/2011

KPTCL GENERAL CATEGORY ASSOCIATION (REGD)

Petitioner(s)

VERSUS

SUBHASH CHANDRA KHUNTIA IAS & ORS.

Respondent(s)

(FOR INTERVENTION/IMPLEADMENT ON IA 116080/2017 FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 24457/2018 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS ON IA 35415/2018 FOR EXEMPTION FROM FILING O.T. ON IA 35416/2018)

WITH

CONMT.PET.(C) No. 1722/2017 in C.A. No. 2369/2011 (IV-A)

CONMT.PET.(C) No. 1697/2017 in C.A. No. 2368/2011 (IV-A)
(FOR EXEMPTION FROM FILING O.T. ON IA 82518/2017)

CONMT.PET.(C) No. 1682/2017 in C.A. No. 2368/2011 (IV-A)
(FOR EXEMPTION FROM FILING O.T. ON IA 81965/2017
FOR INTERVENTION APPLICATION ON IA 37117/2018
FOR INTERVENTION APPLICATION ON IA 37123/2018)

CONMT.PET.(C) No. 1723/2017 in C.A. No. 2378/2011 (IV-A)
(FOR EXEMPTION FROM FILING O.T. ON IA 87494/2017
FOR INTERVENTION APPLICATION ON IA 5416/2018)

MA 730-756/2017 in C.A. No. 2368/2011 (IV-A)
(FOR EXTENSION OF TIME ON IA 82218/2017)

CONMT.PET.(C) No. 1741/2017 in C.A. No. 2368/2011 (IV-A)
(FOR EXEMPTION FROM FILING O.T. ON IA 88022/2017)

MA 834/2017 in C.A. No. 2369/2011 (IV-A)
(FOR CLARIFICATION/DIRECTION ON IA 88053/2017)

Date : 20-03-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Parties(s)

(State of
Karnataka)

Mr. Mukul Rohatgi, Sr. Adv.
Mr. Basava Prabhu S. Patil, Sr. Adv.

- Mr. V. N. Raghupathy, AOR
Mr. Parikshit P. Angadi, Adv.
- (M.A.730-756/2017) Mr. A.K. Sanghi, Sr. Adv.
(C.A. No.2388 Ms. Sadhna Sandhu, Adv.
/2011) Mr. Rakesh Upadhyay, Adv.
Mr. M.K. Maroria, Adv.
- (MA 834/2017) Mr. S.K. Kulkarni, Adv.
Mr. M. Gireesh Kumar, Adv.
Mr. Ankur S. Kulkarni, AOR
- (Contempt petition Mr. Naveen R. Nath, AOR
(C) No.1722/2017) Mrs. Lalit Mohini Bhat, Adv.
Mr. Darpan K.M., Adv.
- (Contempt Petition Dr. Rajeev Dhavan, Sr. Adv.
(C) No.1681/2017 & Mr. Kumar Parimal, Adv.
1697/2017) Mr. Prakash Pandey, Adv.
Mr. Aniruddha P. Mayee, AOR
- (I.A.5416/2018 Dr. Abhishek Manu Shinghvi, Sr. Adv.
In Contempt Mr. Manoj Gorkela, Adv.
Petition (C) Ms. Priya Sharma, Adv.
No.1723/2017) Mr. Anuj Saxena, Adv.
Mr. Prakash Sharma, Adv.
- (I.A.37117/2018 Mr. Rajiv Dutta, Sr. Adv.
& 37123/2018 in Mr. Manoj Gorkela, Adv.
Contempt Petition Ms. Priya Sharma, Adv.
(C) No.1682/2017 Mr. Anuj Saxena, Adv.
Mr. Prakash Sharma, Adv.
Mr. Prathvi Raj Chauhan, Adv.
Mr. Vikas Negi, Adv.
- (Contempt Petition Ms. Kiran Suri, Sr. Adv.
No.1682/2017 & Mr. S.J. Amith, Adv.
1741/2017) Ms. Aishwarya Kumar, Adv.
Dr.(Mrs.) Vipin Gupta, Adv.
- (C.P. 1722/2017) Mr. Shanthkumar V. Mahale, Adv.
Mr. Rajesh Mahale, Adv.
- Mr. Sandeep Devashish Das, AOR

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

2369 OF 2011, 2370-2373 OF 2011, 2364-2377 OF 2011, 2378 OF 2011, 2379 OF 2011, 4320-4327 OF 2011 AND 5280-5286 OF 2011:

The applications are dismissed in terms of the signed order.

Pending applications, if any, are also stand disposed of.

CONTEMPT PETITION(CIVIL)NO. 1681 OF 2017 IN CIVIL APPEAL NO. 2369 OF 2011, CONTEMPT PETITION (CIVIL) NO. 1722 OF 2017 IN CIVIL APPEAL NO. 2369 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1697 OF 2017 IN CIVIL APPEAL NO. 2370 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1682 OF 2017 IN CIVIL APPEAL NO. 2368 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1723 OF 2017 IN CIVIL APPEAL NO. 2378 OF 2011, CONTEMPT PETITION (CIVIL)NO. 1741 OF 2017 IN CIVIL APPEAL NO. 2368 OF 2011, MISC. APPLN. NO. 834 OF 2017 IN CIVIL APPEAL NO. 2369 OF 2011 and M.A. NOS. 730-756 OF 2017 in CIVIL APPEAL NOS. 2368 OF 2011, 2369-2379 OF 2011, 4320-4327 OF 2011 AND 5280-5286 OF 2011:

All contempt petitions and other applications are disposed of in terms of the signed order.

Pending applications, if any, are also stand disposed of.

(SWETA DHYANI)
SENIOR PERSONAL ASSISTANT

(Signed order is placed on the file)

(SUMAN JAIN)
BRANCH OFFICER