

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION  
WRIT PETITION (C) NO.7 OF 2000

Common Cause (A Regd. Society) ...Petitioner

Versus

Union of India & Ors. ...Respondents

W I T H

TRANSFER PETITION (C) NOS. 711-716 OF 2002

University Grants Commission ...Petitioner

Versus

Bhartiya Shiksha Parishad, U.P. & Ors. ...Respondents

O R D E R

The transfer petitions have been filed by the University Grants Commission for transfer of Writ Petition (C) No.1649(M/B)/1998 (Bhartiya Siksha Parishad Vs. The State of U.P. & Anr.), pending before the High Court of Judicature at Allahabad, Bench at Lucknow; Civil Suit being R.S.No.336/1998 (Bhartiya Siksha Parishad Vs. University Grants Commission & Anr.), pending before the Court of Civil Judge, South (JD), Lucknow; Civil Suit being R.S.No.83/1999 (Bhartiya Siksha Parishad, U.P. Vs. University Grants Commissions & Ors.), pending before the Court of Civil Judge, South (JD), Lucknow; Civil Suit being R.S.No.902/2001 (Bhartiya Siksha Parishad Vs. Gurucharan Singh & Anr.),

pending before the Court of Additional Civil Judge (Hawali) (JD), Lucknow; Writ Petition being C.W.P.No.2629/2002 (Wing Comdr. H.M.Sethi (Retd.) Vs. National University of Electro Complex Homoeopathy, Kanpur & Ors.), pending before Delhi High Court and C.M.W.P.No.12936/2002 (A.K. Sharma & Ors. Vs. National University of Electro Complex Homoeopathy, Kanpur & Ors.), pending before the High Court of Judicature at Allahabad, to this Court.

In the transfer petitions, apart from UOI/CBI., except National University of Electro Complex Homoeopathy, Kanpur, i.e. respondent No.2 in one petition and respondent No.5 in another, no other party is represented before us. The aforesaid respondent is the respondent in C.W.P.2629/2002, pending in the Delhi High Court, and C.M.W.P.No.12936/2002, pending before the Allahabad High Court. The prayer in these petitions is that all the aforesaid six matters be transferred to this Court to be heard along with Writ Petition (C) No.7/2000 (Common Cause Vs. Union of India & Ors.). The transfer petitions and the writ petition are on board today as second item. The writ petition with which the matters sought to be transferred are prayed to be heard is not being prosecuted, in the sense that none is present to assist the Court in that matter. In addition, somewhat similar matter is being examined by this Court suo motu wherein learned Solicitor General is assisting the Court.

Having regard to the aforesaid, we do not think that any useful purpose would be served by transferring the

aforesaid petitions to this Court. Consequently, the transfer petitions are disposed of with liberty to the petitioner to move an appropriate petition/application in appropriate proceedings. The interim order dated 29th October, 2002 made by this Court, granting stay, shall stand vacated.

For the aforesaid reason, the writ petition is also dismissed, at this stage.

.....J.  
(Y.K. SABHARNAL)

(D.M. DHARMADHIKARI)

New Delhi,  
November 02, 2004.