

ITEM NO.5

COURT NO.10

SECTION XV

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

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO.1258/2024

[Arising out of impugned final judgment and order dated 07-11-2023 in DBSAW No.601/2023 passed by the High Court of Judicature for Rajasthan at Jodhpur]

JAI NARAIN VYAS UNIVERSITY JODHPUR & ANR.

PETITIONER(S)

VERSUS

RAJESH BORANA

RESPONDENT(S)

IA No. 34513/2026 - EXEMPTION FROM FILING O.T.
IA No. 90588/2025 - EXEMPTION FROM FILING O.T.
IA No. 90587/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

WITH

SLP(C) NO. 1745/2024 (XV)

IA No. 261127/2025 - EXEMPTION FROM FILING O.T.
IA No. 233929/2024 - EXEMPTION FROM FILING O.T.
IA No. 261125/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 1487/2024 (XV)

SLP(C) NO. 1641/2024 (XV)
IA No. 261389/2025 - EXEMPTION FROM FILING O.T.
IA No. 233957/2024 - EXEMPTION FROM FILING O.T.
IA No. 261387/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 1643/2024 (XV)

IA No. 312795/2025 - EXEMPTION FROM FILING O.T.
IA No. 261711/2025 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 1281/2024 (XV)

SLP(C) NO. 1638/2024 (XV)

SLP(C) NO. 3207/2024 (XV)

IA No. 248282/2025 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 1554/2024 (XV)

IA No. 267074/2025 - EXEMPTION FROM FILING O.T.
IA No. 90641/2025 - EXEMPTION FROM FILING O.T.
IA No. 233886/2024 - EXEMPTION FROM FILING O.T.
IA No. 263151/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES
IA No. 90640/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 1852/2024 (XV)

IA No. 261952/2025 - EXEMPTION FROM FILING O.T.
IA No. 233846/2024 - EXEMPTION FROM FILING O.T.
IA No. 261951/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 1349/2024 (XV)

IA No. 278652/2025 - EXEMPTION FROM FILING O.T.
IA No. 261181/2025 - EXEMPTION FROM FILING O.T.
IA No. 233917/2024 - EXEMPTION FROM FILING O.T.
IA No. 278650/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES
IA No. 261179/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 1337/2024 (XV)

IA No. 248312/2025 - EXEMPTION FROM FILING O.T.
IA No. 248280/2025 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 1870/2024 (XV)

SLP(C) NO. 1673/2024 (XV)

IA No. 262386/2025 - EXEMPTION FROM FILING O.T.
IA No. 277289/2024 - EXEMPTION FROM FILING O.T.
IA No. 262384/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 1579/2024 (XV)

SLP(C) NO. 8445/2024 (XV)

IA No. 77947/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT
IA No. 90644/2025 - EXEMPTION FROM FILING O.T.
IA No. 233858/2024 - EXEMPTION FROM FILING O.T.
IA No. 77949/2024 - EXEMPTION FROM FILING O.T.
IA No. 267075/2025 - EXEMPTION FROM FILING O.T.
IA No. 90643/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES
IA No. 261945/2025 - PERMISSION TO FILE ADDITIONAL

DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8438/2024 (XV)

IA No. 77316/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 90646/2025 - EXEMPTION FROM FILING O.T.

IA No. 233889/2024 - EXEMPTION FROM FILING O.T.

IA No. 77318/2024 - EXEMPTION FROM FILING O.T.

IA No. 262357/2025 - EXEMPTION FROM FILING O.T.

IA No. 90645/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 262356/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8462/2024 (XV)

IA No. 78764/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 248254/2025 - EXEMPTION FROM FILING O.T.

IA No. 78765/2024 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 8451/2024 (XV)

IA No. 78597/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 261944/2025 - EXEMPTION FROM FILING O.T.

IA No. 233852/2024 - EXEMPTION FROM FILING O.T.

IA No. 78601/2024 - EXEMPTION FROM FILING O.T.

IA No. 261943/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8453/2024 (XV)

IA No. 78648/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 267076/2025 - EXEMPTION FROM FILING O.T.

IA No. 233914/2024 - EXEMPTION FROM FILING O.T.

IA No. 78649/2024 - EXEMPTION FROM FILING O.T.

IA No. 261947/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8485/2024 (XV)

IA No. 81383/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 267073/2025 - EXEMPTION FROM FILING O.T.

IA No. 233949/2024 - EXEMPTION FROM FILING O.T.

IA No. 81385/2024 - EXEMPTION FROM FILING O.T.

IA No. 263141/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8440/2024 (XV)

IA No. 77328/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 261949/2025 - EXEMPTION FROM FILING O.T.

IA No. 233899/2024 - EXEMPTION FROM FILING O.T.

IA No. 77329/2024 - EXEMPTION FROM FILING O.T.

IA No. 261948/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8465/2024 (XV)

IA No. 80103/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 262380/2025 - EXEMPTION FROM FILING O.T.

IA No. 233946/2024 - EXEMPTION FROM FILING O.T.

IA No. 80104/2024 - EXEMPTION FROM FILING O.T.

IA No. 262379/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8439/2024 (XV)

IA No. 77377/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 264697/2025 - EXEMPTION FROM FILING O.T.

IA No. 233933/2024 - EXEMPTION FROM FILING O.T.

IA No. 77378/2024 - EXEMPTION FROM FILING O.T.

IA No. 264696/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8454/2024 (XV)

IA No. 78937/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 248075/2025 - EXEMPTION FROM FILING O.T.

IA No. 78938/2024 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 8443/2024 (XV)

IA No. 78824/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 78826/2024 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 8480/2024 (XV)

IA No. 78884/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 248214/2025 - EXEMPTION FROM FILING O.T.

IA No. 78885/2024 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 8455/2024 (XV)

IA No. 79664/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 248251/2025 - EXEMPTION FROM FILING O.T.

IA No. 79665/2024 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 8436/2024 (XV)

IA No. 77333/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 248223/2025 - EXEMPTION FROM FILING O.T.

IA No. 77334/2024 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 8487/2024 (XV)

IA No. 80054/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 263158/2025 - EXEMPTION FROM FILING O.T.

IA No. 233923/2024 - EXEMPTION FROM FILING O.T.

IA No. 80055/2024 - EXEMPTION FROM FILING O.T.

IA No. 263157/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8457/2024 (XV)

IA No. 78857/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 262426/2025 - EXEMPTION FROM FILING O.T.

IA No. 233891/2024 - EXEMPTION FROM FILING O.T.

IA No. 78859/2024 - EXEMPTION FROM FILING O.T.

IA No. 262425/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8459/2024 (XV)

IA No. 79674/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 263162/2025 - EXEMPTION FROM FILING O.T.

IA No. 233954/2024 - EXEMPTION FROM FILING O.T.

IA No. 79676/2024 - EXEMPTION FROM FILING O.T.

IA No. 263161/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8460/2024 (XV)

IA No. 81111/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 81112/2024 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 8461/2024 (XV)

IA No. 79762/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 264627/2025 - EXEMPTION FROM FILING O.T.

IA No. 233920/2024 - EXEMPTION FROM FILING O.T.

IA No. 79763/2024 - EXEMPTION FROM FILING O.T.

IA No. 264626/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8448/2024 (XV)

IA No. 78783/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 78784/2024 - EXEMPTION FROM FILING O.T.

SLP(C) NO. 8489/2024 (XV)

IA No. 80228/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 261954/2025 - EXEMPTION FROM FILING O.T.

IA No. 234117/2024 - EXEMPTION FROM FILING O.T.

IA No. 80229/2024 - EXEMPTION FROM FILING O.T.

IA No. 261953/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 8484/2024 (XV)

IA No. 78841/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 261956/2025 - EXEMPTION FROM FILING O.T.

IA No. 233894/2024 - EXEMPTION FROM FILING O.T.

IA No. 78842/2024 - EXEMPTION FROM FILING O.T.

IA No. 261955/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 13820/2024 (XV)

IA No.131384/2024-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.131385/2024-EXEMPTION FROM FILING O.T.

IA No. 131384/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 131385/2024 - EXEMPTION FROM FILING O.T.

Date : 20-08-2026 These matters were called for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH

HON'BLE MR. JUSTICE MANMOHAN

For Petitioner(s) :Mr. Vipin Sanghi, Sr. Adv.
Ms. Adwaita Sharma, Adv.
Mr. Vikalp Mudgal, AoR
Mr. Abhishek Chaudhary, Adv.
Mr. Kshitij Mudgal, Adv.
Mr. Ansh Mittal, Adv.
Mr. Amit Jay Singh, Adv.
Mr. Piyush Sharma, Adv.

For Respondent(s) :Mr. Huzefa Aziz Ahmadi, Sr. Adv.
Mr. Jasmeet Singh, Adv.
Mr. Mohit Choudhary, Adv.
Ms. Rusheet Saluja, AoR
Mr. Saif Ali, Adv.
Mr. Pushpendra Singh Bhadoriya, Adv.
Mr. Ajith Williyam, Adv.
Mr. Vijay Sharma, Adv.
Mr. Saurav, Adv.
Ms. Manisha Tiwari, Adv.
Mr. R.S. Saluja, Adv.
Mr. Acharaj Saluja, Adv.

Mr. Rajesh Kumar, AoR
Mr. Nihar Jain, Adv.
Mr. Krishan Kant Kumar, Adv.
Mr. Dhiraj Kumar Sammi, Adv.

Ms. Parul Shukla, AoR
Ms. Shubhangi Pandey, Adv.
Mr. Gladson Rodrigues, Adv.

Mr. K. Paari Vendhan, AoR
Mr. Rishabh Sancheti, Adv.
Ms. Padma Priya, Adv.
Mrs. Padma Priya, Adv.
Mr. Nishant Kumar Singh, Adv.
Mr. Nishant Kumar, Adv.
Mr. Aquib Ali Khan, Adv.
Mr. Dhaval Gaur, Adv.
Mr. Devanshi Sancheti, Adv.

O R D E R

SPECIAL LEAVE PETITION (CIVIL) NO. 1745 OF 2024:

Heard Mr. Vipin Sanghi, learned Senior Counsel for the petitioners and Mr. Huzefa Aziz Ahmadi, learned Senior Counsel for the respondent at length.

2. At the outset, a preliminary objection was raised by

learned Senior Counsel for the respondent that before the High Court a categorical stand was taken on behalf of the petitioners herein and the learned Single Judge of the High Court has recorded that the learned counsel for the respondent (petitioners herein) fairly submits "that there is no distinction between the set of employees in whose favour the matter has attained finality up to the Hon'ble Supreme Court and the present petitioners.". It has further been noted that such statement was based on a communication by the Petitioner-University to its counsel. The order referred to of this Court was passed in Civil Appeal Nos.2096-2198 of 2022, titled "*Jai Narain Vyas University, Jodhpur and Anr. vs. Mukesh Sharma Etc. Etc.*", dated 28.03.2022.

3. Learned Senior Counsel for the petitioners cannot dispute the aforesaid recorded fact. However, he tried to distinguish it on the ground that such is not the correct factual position.

4. Having considered the matter, we find that it is too late in the day for the petitioners to take a u-turn on factual aspects, more so, when the same has attained finality and has never been objected to either before the High Court, or even a point taken in the pleadings in the present case. In this connection, we refer to a decision of this Court in *State of Maharashtra vs. Ramdas*

Shrinivas Nayak and Anr. [(1982) 2 SCC 463], relevant being at Paragraphs No. 4 to 8.

5. Accordingly, the Special Leave Petition stands dismissed.

6. However, to be fair to the petitioners we restrict the relief granted of back wages for three years to the respondent as has been granted by this Court in the order dated 28.03.2022 in Civil Appeal Nos.2096-2198 of 2022.

7. After the order was dictated, learned senior counsel for the petitioners submitted that as per the direction of this Court in its order dated 28.03.2022, though back wages to the respondents has been limited to three years, but, it was his contention that some of the respondents had chosen to move to the newly created University upon its bifurcation from the present University and have worked there and have got wages for such period.

8. Having regard to the aforesaid, we clarify that if any of the respondents have worked for a period of three years immediately before the benefit which has to accrue as per the order of this Court dated 28.03.2022, whatever pay/wages/allowances they may have received shall be adjusted from the liability of the petitioner-University while making payment to them in terms of the said order.

9. Pending application(s), if any, shall stand disposed of.

SPECIAL LEAVE PETITION (CIVIL) NOS. 1641/2024, 1281/2024, 1349/2024, 1673/2024, 8451/2024, 8443/2024, 8457/2024, 8448/2024:

10. In view of the issue being similar to Special Leave Petition (Civil) No. 1745 of 2024, these Special Leave Petitions shall also stand dismissed in similar terms.

SPECIAL LEAVE PETITION (CIVIL) NOS. 1258/2024, 1487/2024, 1643/2024, 1638/2024, 3207/2024, 1554/2024, 1852/2024, 1337/2024, 1870/2024, 1579/2024, 8445/2024, 8438/2024, 8462/2024, 8453/2024, 8485/2024, 8440/2024, 8465/2024, 8439/2024, 8454/2024, 8480/2024, 8455/2024, 8436/2024, 8487/2024, 8459/2024, 8460/2024, 8461/2024, 8489/2024, 8484/2024, 13820/2024:

11. De-tagged from the batch.

12. As jointly prayed for, list on 29.09.2026.

13. Interim order to continue till the next date of hearing.

14. In the meantime, for the sake of convenience, the parties shall exchange, in tabular form, list of cases and the issues which may be involved for adjudication by this Court.

(POOJA SHARMA)
AR-CUM-PS

(ANJALI PANWAR)
ASSISTANT REGISTRAR