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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 1311/2007**

STATE BANK OF INDIA

.....Petitioner

Through: Mr. Siddharth Sangal, Ms.
Mrinalini Tandon, Ms. Richa
Mishra and Ms. Kashihsk
Tewatia, Advs.

versus

KUNDAN LAL ARYA

.....Respondent

Through: Mr. Rajat Rana, Advocate.

CORAM:

HON'BLE MS. JUSTICE RENU BHATNAGAR

ORDER

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05.05.2026

CM APPL.24965/2026(for modification/clarification)

1. This is an application filed by the appellant under Section 151 of the Civil Procedure, 1908 read with Article 226 of the Constitution of India and Section 17B of the Industrial Disputes Act, 1947 (hereinafter referred to as, 'ID Act') seeking correction of typographical errors and clarification of the Order dated 06.01.2026 passed by this Court whereby the application filed by the respondent under Section 17B of the ID Act was disposed of.

2. In the present application, the petitioner/applicant has sought the following reliefs:

“(a) Allow this Application seeking Modification/Clarification of Paragraph 2 of the Judgment/Order dated 06.01 .2026 in view of Paragraph 8 of the present Application; and



(b) Allow this Application seeking Modification/Clarification of Paragraph 20 of the Judgment/Order dated 06.01.2026 in view of Paragraph 9 of the present Application; and

(c) Allow this Application seeking Modification/Clarification of the Judgment/Order dated 06.01.2026 and clarify that the payment under Section 17B of the Industrial Disputes Act, 1947 is to be made at a rate of 'full drawn wages last drawn' or 'minimum wages', whichever is higher, and for such comparison the rate of 'minimum wages' as existing on the date of termination i.e. 08.07.2002 or any legally acceptable specific date has to be taken into consideration in view of Paragraph Nos. 10 to 14 of the present Application; and/or

(d) Pass such other order(s) or direction(s) as this Hon. Court may deem fit or proper to pass in the interest of justice.”

3. Heard both sides.

4. Upon perusal of the record, this Court finds that so far as prayer (a) and (b) as hereinabove mentioned regarding rectification are concerned, the errors pointed out are clerical in nature and the corrections sought does not alter the substance of the order nor affect the rights of the parties. Learned counsel for the respondent has no objection, if the same are rectified.

5. Accordingly, the Order dated 06.01.2026 is hereby modified to the following extent: -

- i. Paragraph-2, Page-2, fourth line of the Judgment dated 06.01.2026, wherein it was wrongly recorded that *‘Being aggrieved with his termination, the respondent initiated an industrial dispute, which led to the Impugned Award*



*dated 11.10.2006 passed by the learned Labour Court directing the petitioner management to **reinstate the respondent/workman on the same post with 50% back wages along with continuity in service and with all consequential benefits, within two months of the said Award.***’, shall be read as ‘Being aggrieved with his termination, the respondent initiated an industrial dispute, which led to the Impugned Award dated 11.10.2006 passed by the learned Labour court directing the management to **reinstate the workman with 50% back wages, within two months from the publication of the award and pay him the arrears of back wages.**’

- ii. Similarly, paragraph-20, Page 12, second line from the bottom, wherein it was inadvertently stated that “...*The monthly remuneration shall be paid to the respondent/workman, on or before the 7th of each month by the petitioner/management*” shall stand deleted (Since the relief under Section 17B of the ID Act was granted to the respondent only upto the date of superannuation as recorded in the Order dated 06.01.2026).

6. Insofar as the prayer (c) regarding modification/clarification of the Order dated 06.01.2026 is concerned, it is observed that the order dated 06.01.2026 is clear and unambiguous which does not warrant any modification/clarification. For any computation of the amount payable under the Order dated 06.01.2026 passed by this Court, the petitioner may take appropriate steps as permissible under the law.



7. Accordingly, the present application is disposed of. This Order shall form part and parcel of the Order dated 06.01.2026.

RENU BHATNAGAR, J

MAY 5, 2026

p/kz