

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

Civil Appeal No(s). 1594-1595/2008

MANAGER B.J.S.M.MADATHIL V.HR.SEC.SCHOOL

Appellant(s)

VERSUS

K.G.PRASAD & ORS
WITH
C.A. No. 1596/2008

Respondent(s)

Date : 13/08/2014 These appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE C. NAGAPPANFor Appellant(s) Mr. Gopakumaran Nair, Sr. Adv.
Mr. E. M. S. Anam ,Adv.
Ms. Asha Gopalan Nair ,Adv.For Respondent(s) Mr. C. K. Sasi ,Adv.
Mr. G. Prakash ,Adv.
Mr. Venkita Subramoniam T. R. ,Adv.
Mr. Rahat Bansal, Adv.
Ms. Asha Gopalan Nair ,Adv.
Mr. Jogya Scaria ,Adv.

UPON hearing the counsel the Court made the following

O R D E R

Civil Appeal Nos. 1594-1595/2008

Heard learned counsel for the parties.
The Civil Appeals are dismissed in terms of the Signed Order.

Civil Appeal No. 1596/2008

The Civil Appeal is dismissed as having become infructuous in
terms of the Signed Order.

Signature Not Verified

Digitally signed by
Meenakshi Kohli
Date: 2014.08.14
11:47:05 IST
Reason:(MEENAKSHI KOHLI)
COURT MASTER(JASWINDER KAUR)
COURT MASTER

[Signed Order is placed on the file]

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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Civil Appeal Nos. 1594-1595/2008

MANAGER B.J.S.M.MADATHIL
VOCATIONAL HIGHER SEC. SCHOOL

Appellant(s)

VERSUS

K.G.PRASAD & ORS

Respondent(s)

WITH

C.A. No. 1596/2008

B. Sreekumar & Anr.

Appellant(s)

VERSUS

K.G.PRASAD & ORS

Respondent(s)

O R D E R

Civil Appeal Nos. 1594-1595/2008

Heard learned counsel for the parties.

Considering the facts and circumstances of the case, we are of the view that the Manager of the appellant - B.J.S.M. Madathil Vocational Higher Secondary School did not act mala fide.

Under the circumstances, we are of the view that the amount which is to be paid by the Government to the respondents shall be paid within a period of three months from today but shall not be recovered from the Manager of the appellant school.

The Civil Appeals are dismissed.

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C.A. No. 1596/2008

In view of the fact that respondent No. 1 has since retired, the appeal has become infructuous.

The Civil Appeal is dismissed as having become infructuous.

.....J.
[Madan B. Lokur]

.....J.
[C. Nagappan]

NEW DELHI
AUGUST 13, 2014