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C.A.No. 4264 OF 1999  
.UP 10 2; Draft, smtst; -n -PA4 -dFX-NORMAL -y -e; dumbp  
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ITEM NO. 107                      COURT NO. 11                      SECTION XV

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

CIVIL APPEAL NO. 4264 OF 1999@@  
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Tamil Nadu State Transport Corpn. Ltd. ... Appellant (s)

Vs.

N. Viswanathan and Anr. ... Respondent (s)

Date: 19-03-2002      This/These matter(s) was/were called  
on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL  
HON'BLE MR. JUSTICE BISHESHWAR PRASAD SINGH

For appellant (s)              Mr. V Krishnamurthy, Adv.

For respondent (s)              Mr. S Prasad, Adv.

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

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Heard counsel for sometime.

The appeal is dismissed. No costs.

.SP1

(Alka Dudeja)  
Court Master

(S. Krishnan)  
Court Master

Signed order is placed on the file.

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IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4264 OF 1999@@  
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Tamil Nadu State Transport Corpn. Ltd. ... Appellant (s)

Vs.

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O R D E R@@  
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We find no illegality in the impugned judgment of the Division Bench dismissing the writ appeal of the appellant, affirming the order of the learned single Judge, which in turn had affirmed the award of the Labour Court whereby the dismissal of respondent No.1 was set aside and an order was made for reinstating him in service with continuity of service with backwages and other benefits, if any.

Learned counsel for the appellant, however, submits that in view of the fact that respondent No.1 was involved in a serious accident, the appellant may be granted leave to reinstate him in some other post of equal pay and status, instead of the post of driver. Learned counsel for the respondent has no objection to such leave being granted. It is ordered accordingly.

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The appeal is dismissed subject to the above terms. No costs.

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.....J.  
(Y.K. SABHARWAL)

.....J.  
(BISHESHWAR PRASAD SINGH)

NEW DELHI  
MARCH 19, 2002.