

I.As are allowed to the extent of separating C.A. Nos.1370 & 1372/2008 from the second part of the order dated 14.2.2008.

Considering the facts and circumstances of these cases, we are inclined to follow the directions of this Court in C.A. No.1476 of 2003 dated 14.02.2008.

Under such circumstances, these matters are also relegated to the Labour Court for adjudication of the claim under Section 33-C(2) of the Industrial Disputes Act, 1947 untrammelled by the findings recorded by the High Court. All the contentions raised by the parties are left open to be decided in accordance with law.

Accordingly, the appeals are disposed of.

I.A. NO.3-4 IN C.A. NO.2233-2234/2008

Learned counsel appearing for the applicant submits that C.A. No.2233-34 of 2008 be deleted from the first part of the order dated 21.2.2008 passed in C.A. No.2235 of 2008 and be allowed as per observations made by this Court in C.A. No.5873 of 2000.

In such circumstances, these applications are allowed to the extent of deleting C.A. Nos.2233-2234 of 2008 from the first part of the order dated 21.2.2008 and be heard separately.

Registry is directed to list these matters on a non-miscellaneous day.

Notice of hearing be given to the counsel appeared in these appeals.

.....J.
[K.S. RADHAKRISHNAN]

.....J.
[DIPAK MISRA]

NEW DELHI;
NOVEMBER 08, 2012

ITEM NO.3

COURT NO.11

SECTION XV

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

I.A. NO. 5 in CIVIL APPEAL NO. 6106 OF 2003

MUNICIPAL CORPORATION, JALANDHAR

Appellant (s)

VERSUS

BALDEV RAJ & ORS.

Respondent(s)

(FOR DIRECTIONS AND OFFICE REPORT)

WITH
I.A. NO.4 in C.A. NO.1370/2008 (FOR DIRECTIONS AND OFFICE REPORT),
I.A. NO.3 in C.A. no.2171/2008 (FOR DIRECTIONS),
I.A. NO.3 in C.A. no.1372/2008 (FOR DIRECTIONS),
I.A. NO.2 in C.A. no.2168/2008 (FOR DIRECTIONS AND OFFICE REPORT),
I.A. NO.2 in C.A. NO.2167/2008 (FOR DIRECTIONS AND OFFICE REPORT),
I.A. NO.3-4 IN C.A. NO.2233-2234/2008 (FOR DIRECTIONS)

Date: 08/11/2012 These matters were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN
HON'BLE MR. JUSTICE DIPAK MISRA

For the parties Mr. Jagjit Singh Chhabra,Adv.

Mr. Ajay Majithia,Adv.
Mr. S. Ravi Kumar,Adv.
Mr. Shekhar Kumar,Adv.

Mr. Yashraj Singh Deora,Adv.
Mr. Rajesh Kumar,Adv.
Ms. Anupama Dhurve,Adv.
Mr. Prashant Narang,Adv.
Mr. Sarv Mitter,Adv.
For M/S Mitter & Mitter Co.

Mr. K.G. Bhagat,Adv.
Ms. Neha Jain,Adv.
Mr. Monohar Singh Bakshi,Adv.
For Mr. Debasis Misra,Adv.

Mr. Kuldip Singh,Av.
Mr. Mohit Mudgil,Adv.
Mr. Ashok Kumar,Adv.

Mr. Bimal Roy Jad,Adv.

Mr. Harinder Mohan Singh,Adv.

Mr. Yashpal Dhingra,Adv.

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

I.A. NO. 5 in C.A.NO. 6106/2003, I.A. NO.3 in C.A. No.2171/2008, I.A. NO.2 in C.A. No.2168/2008 and I.A. NO.2 in C.A. NO.2167/2008 which are applications for directions, are allowed and C.A. Nos.6106 of 2003, 2171, 2168 & 2167 of 2008 are disposed of in terms of the signed order.

I.A. NO.4 in C.A. NO.1370/2008 & I.A. NO.3 in C.A. No.1372/2008 are allowed to the extent of separating C.A. Nos.1370 & 1372/2008 from the second part of the order dated 14.2.2008 and the appeals are disposed of in terms of the signed order.

I.A. NO.3-4 IN C.A. NO.2233-2234/2008 are allowed to the extent of deleting C.A. Nos.2233-2234 of 2008 and be heard separately.

Registry is directed to list these matters on a non-miscellaneous day.

Notice of hearing be given to the counsel appeared in these

appeals.

| (NARENDRA PRASAD)
| COURT MASTER

| | (RENUKA SADANA)
| | COURT MASTER

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(Signed order is placed on the file)