

ITEM NO.203

COURT NO.6

SECTION XVII

## S U P R E M E C O U R T O F I N D I A

## RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).6518/2006

(From the judgement and order dated 14/07/2005 in LPA No. 694/2003 of The  
HIGH COURT OF JHARKHAND AT RANCHI)

CENTRAL COALFIELDS LTD. &amp; ORS.

Petitioner(s)

VERSUS

SURESH KUMAR SINGH &amp; ORS.

Respondent(s)

(With prayer for interim relief and office report )

(FOR FINAL DISPOSAL)

Date: 23/02/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s)

Mr. Ajit Kumar Sinha,Adv.

For Respondent(s)

Mr. A.N. Deo, Adv.

Ms. S. Janani, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

Appeal is disposed of in terms of the signed order.

( Ravi P. Verma )

( Anand Singh )

Court Master

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. 949 OF 2007

(Arising out of SLP(C) NO.6518/2006)

CENTRAL COALFIELDS LTD.

APPELLANT

& ORS.

(S)

Versus

SURESH KUMAR SINGH &

RESPONDENT

ORS.

(S)

O R D E R

Leave granted.

The challenge in this appeal is to the order of 14th July 2005 passed by the Division Bench of the High Court of Jharkhand at Ranchi in LPA No.694/2003. By the aforesaid order, the Division Bench agreed with the finding of the learned single Judge with regard to the demotion of the respondents herein. The Division Bench, however, agreed with Mrs. Kumar's submission that the amount stolen has to be recovered and for the said purpose the appellant will be at liberty to take such steps as may be

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advised in accordance with law. The Division Bench, however, observed - "amounts already recovered from the salaries of the writ petitioners, in terms of the order of the Disciplinary Authority are to be reimbursed to them." In our view, the last sentence of the order passed by the Division Bench creates some inconsistency. Learned counsel for the appellant seeks to file an application before the Division Bench for clarification of the last sentence of the order. Liberty is, accordingly, granted to the appellant to seek clarification from the Division Bench of the High Court. If such application is filed within four weeks from

the date of getting of this order, it shall be considered and appropriate orders may be passed without resorting to the question of limitation.

Appeal is disposed of in the above terms.

.....J.  
( H.K. SEMA )

New Delhi;

.....J.  
( D.K. JAIN )

February 23, 2007.