

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

Civil Appeal No(s). 1718-1719/2001

CENTRAL AGRICULTURAL RESEARCH INST.& ANR.

Appellant(s)

VERSUS

PRESIDING OFFICER, LABOUR COURT & ORS.

Respondent(s)

(with appln. for directions and modification/clarification and interim relief and office report)

WITH

C.A. No. 1720-1721/2001

(With Interim Relief and Office Report)

C.A. No. 1722-1723/2001

(With Interim Relief and Office Report)

Date : 24/10/2016 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Appellant(s) Mr. R.K. Singh, Adv.
Mr. Virag Gupta, Adv.
Mr. A. Mangalasseny, Adv.
Mr. Praveen Swarup, Adv.

For Respondent(s) Ms. Sushma Manchanda, Adv.
Mr. Ajay Kumar Singh, Adv.
Mr. Amnish Kr. Sharma, Adv.
Mr. Gurmeet Singh Makker, Adv.

Ms. Sangeeta Kumar, Adv.

Ms. Vithika Garg, Adv.

Ms. Vidushi Garg, Adv.

Mr. R. Das, Adv.

UPON hearing the counsel the Court made the following

O R D E R

The appeals are disposed of in terms of signed non-reportable Judgment.

Pending applications(s) shall stand disposed of.

(Rajni Mukhi)
Sr. P.A.

(Renu Diwan)
Court Master

(Signed non-reportable Judgment is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 1718-1719 OF 2001

CENTRAL AGRICULTURAL RESEARCH INST. & ANR. APPELLANTS

VERSUS

PRESIDING OFFICER, LABOUR COURT & ORS. RESPONDENTS

WITH

CIVIL APPEAL NOS. 1720-1721 OF 2001

WITH

CIVIL APPEAL NOS. 1722-1723 OF 2001

J U D G M E N T

KURIAN, J.

1. The appellants approached this Court challenging the Award passed by the Labour Court and as confirmed by the High Court.

2. Taking note of the fact that the appellants have paid wages in terms of the Section 17 B of the Industrial Disputes Act, 1947 for quite long, a suggestion was made as to whether the appellants would be interested to have a one-time settlement, leaving the question of law, as to whether the Appellant No.1 is an industry or not, open.

3. Apropos the suggestion, the appellants have now framed a Scheme, a copy of which has been produced before this Court alongwith additional affidavit.

4. The learned counsel for contesting respondents submits that the scheme as such is not acceptable to the workers. Be that as it may, now that the appellants have framed a Scheme with regard to the settlement of grievance of the party-respondents, we are of the view that these appeals should be disposed of directing the appellants to implement the Scheme, in substitution of the award passed by the Labour Court. Ordered accordingly.

5. However, we make it clear that in case the party-respondents have any surviving grievance, it will be open to them to make a representation before appellant No.1 or pursue the same in appropriate proceedings.

6. In view of the ensuing Diwali Festival, we direct the appellants to disburse the benefits in terms of the Scheme on or before 29th October, 2016.

7 The appeals are disposed of.

No costs.

.....J.
[KURIAN JOSEPH]

.....J.
[ROHINTON FALI NARIMAN]