

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).15622/2007

(From the judgement and order dated 21/08/2006 in CWP No. 12919/2006 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

HARYANA MINERALS LTD.

Petitioner(s)

VERSUS

REGIONAL LABOUR COMMISSIONER & ORS.

Respondent(s)

(With appln(s) for c/delay in filing SLP and c/delay in refiling SLP and office report)

Date: 26/10/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Ms. Shikha Roy, Adv.

Mr. Sanjeev Kumar Pabbi, Adv.
Mr. Ajit Kumar, Adv.
Mr. S.K. Sabharwal, Adv.

For Respondent(s) Mr. Brijesh Kumar Tarkar, Adv.

Mr. A.Venayagam Balan, Adv.

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

Heard learned counsel for the parties.

Delay condoned.

Leave granted.

The appeal is dismissed with no order as to the costs in terms of the signed order.

(Ajay Kr. Jain)
Court Master

(Indu Satija)
Court Master

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 7232 OF 2009
(Arising out of SLP(C) No. 15622 of 2007)

Haryana Minerals Ltd.

.... Appellant

Versus

Regional Labour Commissioner &
Ors.

.... Respondents

O R D E R

Heard learned counsel for the parties.

Delay condoned.

Leave granted.

The subject matter of challenge in the present appeal is the judgment of the High Court of Punjab & Haryana at Chandigarh dated 21.8.2006 over liability of the appellant to make a deposit in terms of Section 7(4)(c) of the Payment of Gratuity Act, 1972 (hereinafter for short 'the Act').

We are of the opinion that we need not interfere with the impugned order of the High Court. We, however, give the appellant an opportunity. If so advised, it may make a deposit in terms of Section 7(4)(c) of the Act and then file an appeal in accordance with law. We make it clear that if the appellant wishes to act in terms of our order, it shall do so within a period of two months from today. Needless to mention, in case the appeal is filed, the same shall be decided on its own merits uninfluenced by any observation made by us in this order or the impugned order of the High Court.

Appeal dismissed. No order as to the costs.

.....J.
(MARKANDEY KATJU)

.....J.
(ASOK KUMAR GANGULY)

NEW DELHI;
SEPTEMBER 18, 2009