

ITEM NO.37

COURT NO.3

SECTION XV

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

Petition for Special Leave to Appeal (Civil) No(s).4549-4551/2012

(From the judgement and order dated 12/10/2011 in FA Nos.1260, 1261 & 1262 of 2010 of the HIGH COURT OF BOMBAY AT NAGPUR)

MUNICIPAL CORP.AMRAVATI TR.COMMR.

Petitioner(s)

VERSUS

PRATIBHA & ORS.

Respondent(s)

(With prayer for interim relief)

Date:17/02/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DIPAK MISRA

For Petitioner(s) Mr. Gagan Sanghi,Adv.
 Mr. Rameshwar Prasad Goyal,Adv.

For Respondent(s)

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

Learned counsel appearing for the Municipal Corporation, Amravati states that the amount of compensation has been deposited with the Commissioner under the Workmen's Compensation Act, Labour Court, Amravati. He further submits that the petitioner has also deposited the interest and penalty amount. The respondents would be at liberty to withdraw that amount.

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Counsel for the petitioner further states that in the case of Pratap Narain Singh Deo Vs. Srinivas Samata and Anr., (1976) 1 SCC 289, a four-Judge Bench of this Court has laid down that amount of compensation would be due and payable from the date of accident. Unfortunately, that has not been noticed by the Division Benches of this Court subsequently.

Issue notice limited only to the question as to why the amount of compensation should not be paid from the date of accident.

(A.S. BISHT)
COURT MASTER

(INDU SATIJA)
COURT MASTER