

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.6751-6752 OF 2004

U.P. STATE SUGAR CORPORATION ..... Appellant

VERSUS

RAMAN MISRA ..... Respondent

WITH

CIVIL APPEAL NOS.7906-7907 OF 2004

U.P. STATE SUGAR CORPORATION ..... Appellant

VERSUS

AMAR NATH AGRAWAL ..... Respondent

O R D E R

C.A. No.6751-6752/2004:

When the matter came up before this Court on  
12th July, 2006, the appellant and respondent both were  
given directions to file a statement as to the amount  
payable to the workman from the date of dismissal i.e.  
1.6.1990 till the date of reinstatement i.e. 20.5.2004. In

pursuance of the directions of this Court, both the parties

viz. Appellant as well as Respondent have filed Statements

of the amount payable to the workman. According to the

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Statement of the respondent, the total amount due for the

payment comes to Rs.5,22,325.64. As against this, the

appellant Corporation has given a total amount payable as

Rs.5,08,217.14.

After hearing learned counsel for the parties, we

are of the opinion that the Statement given by the

Appellant - Corporation should be accepted and in the

facts and circumstances of this case, we direct that 50 per

cent of the back wages be paid to the respondent Raman

Mishra towards full and final settlement of wages for a

period from 1.6.1990 to 20.5.2004. Learned counsel for

the appellant shall deposit within six weeks from today the

amount payable by way of Bank Draft drawn in favour of

respondent Raman Mishra before the Registrar (Judicial) of

this Court and on deposit of the same, it would be open for

the respondent to receive the Bank Draft from the Registry.

The Appeals are accordingly disposed of with no

orders as to costs.

C.A. No.7906-7907/2004:

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When the matter came up before this Court on

12th July, 2006, the appellant and respondent both were

given directions to file a statement as to the amount

payable to the workman from the date of dismissal i.e.

14.9.1989 till the date of reinstatement i.e. 20.7.1999. In

pursuance of the directions of this Court, a Statement

has been filed by the appellant-Corporation and according

to their calculation, the total amount payable by them to

the respondent is a sum of Rs.3,50,355.38. No statement

has been filed by the respondent. Therefore, there is no

option but to accept the statement filed by the appellant

and we direct that 50 per cent of the amount be paid to the  
respondent herein towards the full and final payment for  
the period from 14.9.1989 to 20.7.1999. Learned counsel  
for the appellant shall deposit within six weeks from today  
the amount payable by way of Bank Draft drawn in favour  
of respondent Amar Nath Agrawal before the Registrar  
(Judicial) of this Court and on deposit of the same, it would  
be open for the respondent to receive the Bank Draft from  
the Registry.

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The Appeals are accordingly disposed of with no  
orders as to costs.

.....J.

(A.K. MATHUR)

.....J.

(TARUN CHATTERJEE)

New Delhi,

August 2, 2006

ITEM NO.106

COURT NO.10

SECTION XV

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

## RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 6751-6752 OF 2004

U.P. STATE SUGAR CORPORATION

Appellant (s)

VERSUS

RAMAN MISRA

Respondent(s)

WITH Civil Appeal NO. 7906-7907 of 2004

(With prayer for interim relief and office report)

Date: 02/08/2006 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. MATHUR

HON'BLE MR. JUSTICE TARUN CHATTERJEE

For Appellant(s)

Mr. Rakesh Uttamchandra Upadhyay, Adv.

For Respondent(s) Mr. Bharat Sangal, Adv.

Mr. R.R. Kumar, Adv.

Mr. S. Chatterji, Adv.

Ms. Vijayshree Pattnaik, Adv.

Mr. Vishwajit Singh, Adv.

UPON hearing counsel the Court made the following

## O R D E R

Heard learned counsel for the parties.

