

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).7068/2009

(From the judgement and order dated 13/01/2009 in MAT No. 768/2008 & CAN No. 8506/2008 & CAN No. 8507/2008 of The HIGH COURT OF CALCUTTA)

TARUN HALDER

Petitioner(s)

VERSUS

NAZRUL ISLAM MONDAL & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment and prayer for interim relief)

Date: 06/08/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE A.K. PATNAIK

For Petitioner(s) Mr. Ranjan Mukherjee, Adv.
Mr. S. Bhowmick, Adv.
Mr. S.C. Ghosh, Adv.

For Respondent(s) Mr. Yadunandan Bansal, Adv.
Mr. Rauf Rahim, Adv.

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

Leave granted.
The appeal is disposed of in terms of the signed
order.

(Ganga Thakur)
PS to Registrar

(Juginder Kaur)
Court Master

Signed order is placed on the file.
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 6398 OF 2010
(Arising out of SLP(C) No.7068/09)

TARUN HALDER

Petitioner(s)

VERSUS

NAZRUL ISLAM MONDAL & ORS.

Respondent(s)

O R D E R

Leave granted.

Since this appeal is directed against an interlocutory order, and the writ appeal with regard to the appointment of the appellant is pending final disposal before the High Court, we are of the view that the interest of the parties will best be served if the writ appeal is finally disposed of by the High Court. However, we are also inclined to agree with the appellant that having worked from 23.8.2008 he should not be deprived of his salary for the said period. Accordingly, the salary of the appellant shall be disbursed to him from 23.8.2008, when he is reported to have joined the school and the High Court should make all attempts to dispose of the writ appeal, if possible, within 30th September, 2010.

We make it clear that any observation made by us

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in this order, should not in any way influence the outcome of the pending writ appeal before the High Court.

The appeal is disposed of accordingly.

.....J.
(ALTAMAS KABIR)

.....J.
(A.K. PATNAIK)

New Delhi,
August 06, 2010.