

ITEM NO.44

COURT NO.6

SECTION XVI

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(s) for Special Leave to Appeal (Civil) No(s).6927/2011

(From the judgement and order dated 10/12/2010 in APO No.94/2005
of The HIGH COURT OF CALCUTTA)

AIR INDIA LTD. (PREVL.NACIL) Petitioner(s)

VERSUS

NIPA DHAR(NEE GHOSH) & ORS. Respondent(s)

(With office report)

Date: 06/01/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s) Mr.Rahul Malhotra, Adv.
 Ms.Neha Gaur, Adv.
 Mr. Chanchal Kumar Ganguli, Adv.

For Respondent(s) Mr. Bijan Kumar Ghosh, Adv.
 Mr.Surajit Samanta, Adv.
 Ms.Madhumita Roy, Adv.

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

This petition is directed against judgment dated
10.12.2010 of the Division Bench of the Calcutta High Court whereby
the appeal preferred by respondent No.1 against the order of the
learned Single Judge dismissing her writ petition was allowed and
the termination of her service was quashed.

We have heard Shri Rahul Malhotra, learned counsel for
the petitioner at some length and carefully perused the record.

In our view, the detailed reasons recorded by the

2

Division Bench of the High Court for sustaining the respondent's
challenge to the termination of her service are correct and the
impugned judgment does not call for interference under Article 136
of the Constitution.

The special leave petition is accordingly dismissed.

However, it is made clear that the petitioner shall be
free to adjust the amount paid to the respondents in compliance of

the interim order passed by this Court.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master