

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). 3975 OF 2007

MAHARASHTRA GENERAL KAMGAR UNION & Ors. Appellant (s)

VERSUS

PIX TRANSMISSION LTD. Respondent(s)

Date: 28/05/2010 This Appeal was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE C.K. PRASAD
(VACATION BENCH)

For Appellant(s) Mr.Arvind Kumar, Adv.
Mr. M.V.Manohar, Adv.
Mr. Shivaji M. Jadhav,Adv.

For Respondent(s) Mr.Vivek R.Thakur, Adv.
Mr. Rameshwar Prasad Goyal,Adv.

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

The appeal is disposed of terms of the signed order.

(Shashi Sareen) (Phoolan Wati Arora)
Court Master Court Master
(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISIDITION
CIVIL APPEAL NO.3975 OF 2007

Maharashtra General Kamgar Union and others ...Appellants

Versus

PIX Transmission Ltd. ...Respondent

O R D E R

This appeal is directed against order dated 27.10.2004 passed by the Division Bench of the High Court of Bombay, Nagpur Bench in LPA No.156/2004 whereby the appellants' challenge to the order of the learned Single Judge, who

dismissed Writ Petition No.3988 of 2003 filed by them against the order of Industrial Court, Nagpur Bench in Complaint U.L.P.A. No.607 of 1998 was negatived.

During the course of hearing, learned counsel for the appellants, after seeking instructions from his clients, informed the Court that they are prepared to accept the benefits which were extended to 36 of their colleagues who had litigated with them before the Industrial Court, the learned Single Judge and the Division Bench of the High Court. Learned counsel also filed an affidavit of Premlal son of Shri Dayaram Hirkane, Joint Secretary of appellant No.1, Maharashtra General Kamgar Union wherein the deponent has unequivocally agreed to accept the terms and conditions of Settlements dated 29.11.1993 and 4.5.1998.

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Learned counsel appearing for the respondent very fairly stated that his client would agree to extend the benefits of the two settlements to appellant Nos.2 to 13 within a reasonable time of their executing an agreement similar to the one executed by 36 employees on 8.1.2005 and all the benefits will be extended to appellant Nos.2 to 13 with effect from 1.12.2004.

In view of the statements made by the learned counsel for the parties and affidavit of Mr. Premlal, as described herein above, the appeal is disposed of as infructuous. I t is needless to say that once appellant Nos.2 to 13 execute an agreement similar to the one dated 8.1.2005 indicating their commitment to abide by the terms and conditions of the settlements, the Management of the respondent shall extend them all the benefits at par with 36 employees with effect from 1.12.2004.

.....J.

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(G.S. Singhvi)

.....J.

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(C.K. Prasad)

New Delhi,
May 28, 2010.