

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

I.A. No. 5 IN

Petition(s) for Special Leave to Appeal (Civil) No(s).14751/2004

(From the judgment and order dated 30/06/2003 in LPA No. 620/2001  
of The HIGH COURT OF JHARKHAND AT RANCHI)

MGMT.,SUDAMDIH COAL WASHERY OF M/S BCCL

Petitioner(s)

VERSUS

THANDI MAHATAIN & ORS.

Respondent(s)

(With appln(s) for directions and office report)

Date: 05/05/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA

HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s) Mr. Gopal Subramaniam, ASG

Mr. Anupam Lal Das,Adv.

Mr. Aishwarya Sinha, Adv.

For Respondent(s)

Mr. Puneet Parihar, Adv.

Ms. Sharmila Upadhyay,Adv.

UPON hearing counsel the Court made the following  
ORDER

I.A. is disposed of.

(S. Thapar)  
PS to Registrar

(Madhu Saxena)  
Court Master

The signed order is placed on the file.  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

I.A. NO. 5 OF 2009  
IN  
S.L.P.(CIVIL) NO.14751 OF 2004

MGMT. SUDAMDIH COAL WASHERY OF M/S BCCL  
...APPELLANT (S)

VERSUS

THANDI MAHATAIN & OTHERS  
...RESPONDENT(S)

ORDER

We are informed that 40 workers have moved CGIT-1, Dhanbad, under Section 33C(2) of the Industrial Disputes Act, vide Case No. 3 of 2004 and Case No. 10 of 2005. The petitioner - Company is a sick Company. Its Reference is pending under BIFR.

The Company has offered to deposit a sum of Rs.66,40,080/- which amount needs to be disbursed, inter alia, only after the Tribunal comes to the conclusion that applicant - workers are the genuine beneficiaries/employees of the petitioner - Company, covered by the Award.

The said amount shall be deposited with the Tribunal within three weeks from today. The Tribunal will disburse the amount, inter alia, only after verification as indicated hereinabove. Pending hearing and final disposal, the Tribunal is directed to invest the said sum in Fixed Deposit of nationalized bank on such terms as it deems fit.

I.A. is accordingly disposed of.

.....J.  
[ S.H. KAPADIA ]

New Delhi,  
May 05, 2009

.....J  
[ AFTAB ALAM ]