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C.A.No. 6058 OF 1999

.UP 10 2; Draft, smtst; -n -PA4 -dFX-NORMAL -y -e; dumbp

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ITEM No.102

COURT No. 9

SECTION IV

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. 6058 of 1999@@  
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Ram Dia

Appellant

VERSUS

Haryana StateCoop. Land Dev. Bank Ltd. & Ors.

Respondents

(With office report)

With Civil Appeal No. 6059 of 1999  
(With office report)

Date : 29/04/2003 These appeals were called on for hearing today

CORAM :

HON'BLE MR. JUSTICE SHIVARAJ V. PATIL  
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Appellant (s) Dr. Sumant Bhardwaj,Adv.  
Ms. Mridula Ray Bharadwaj,Adv.

For Respondent(s) Mr. Sanjay R. Hegde,Adv.  
Mr. Satya Mitra,Adv.  
Mr. Anil K. Mishra,Adv.

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

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Heard learned counsel for the parties for a while.

The civil appeals are disposed of.

No costs.

(T.I. Rajput)  
Court Master

(Shelly Sengupta)  
Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No. 6058 of 1999@@  
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Ram Dia ...Appellant (s)

Versus~

Haryana State Coop. Land Dev.  
Bank Ltd. & Ors. ....Respondent (s)

With Civil Appeal No. 6059 of 1999@@  
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O R D E R@@  
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After hearing learned counsel for the parties for some time on the previous occasion, we had adjourned these appeals on the submission that the parties will explore the possibility of settlement. Today, at the hearing, the learned counsel for Respondent No.1, on instructions, submitted that Respondent No.1 is ready to offer the first available vacancy in the cadre of Peon to the appellant and the said appointment shall be a fresh appointment; the appellant shall not claim either backwages or continuity of service. The learned counsel representing the appellant, on instructions, submitted that the appellant is agreeable for the same.

In view of the submissions made by the learned counsel ....2/-

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for the parties, we dispose of these appeals by directing Respondent No.1 to appoint the appellant as a Peon in the first available vacancy and such appointment shall be treated as fresh appointment; the appellant shall not claim any backwages or continuity of service.

The impugned orders get modified accordingly.  
The civil appeals are, accordingly, disposed of.  
No costs.

.SP1

.....J.@@  
AAAA  
(Shivaraj V. Patil) @@  
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.....J.@@

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(Arijit Pasayat)@@

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New Delhi,  
April 29, 2003.