

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).12162/2004

(From the judgement and order dated 26/02/2004 in CWP No. 1030/1981 of The HIGH COURT OF DELHI AT N. DELHI)

FOOD CORPORATION OF INDIA

Petitioner(s)

VERSUS

S.K. KHOSLA & ANR.

Respondent(s)

(With appln(s) for permission to file rejoinder affidavit and with prayer for interim relief)

(For Final Disposal)

Date: 01/04/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RUMA PAL

HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner(s)

Mr. Mukul Rohtagi, Sr.Adv.

Mr. Ajit Pudussery,Adv.

Mr. K.Vijayan, Adv.

For Respondent(s)

Mr. Gourav Banerjee, Sr. Adv.

Mr. Pranab Kumar Mullick, Adv.

R-1

Mr. G.S. Chatterjee,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.

(Sheetal Dhingra)

(Shelly Sen

gupta)

Court Master

Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL Nos.2334 OF 2005

[Arising out of SLP(C) No.12162 of 2004]

FOOD CORPORATION OF INDIA
pellant(s)

..Ap

Versus

S.K. KHOSLA & ANR.
pondent(s)

..Res

O R D E R

Leave granted.

The order of the High Court if modified only to the extent of the following:

The back-wages shall be calculated @ Rs.33 1/3 per cent on the principal calculated

with interest at the rate and for the period as directed by the High Court. The costs of Rs.20,000/-

which have been imposed - remain. The aforesaid two amounts i.e.on amount of back wages and

costs as directed amounts shall be paid by the appellant to the respondents within a period of four

weeks. In default of payment of either of the aforesaid amounts, the appeal shall stand dismissed. If

the payments are made within the period of four weeks, the respondent shall accept the same in full

and final settlement of his claim under the impugned order.

The appeal is accordingly disposed of.

.....J.

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(RUMA PAL)

.....J.

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(ARUN KUMAR)

New Delhi

April 01, 2005.