

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

Peti tio n (s) for Speci al Leave to Appe al (Civi l)...../20 0 9
CC 81 3 6/ 2 0 0 9
(F r o m the judge m e n t and order dated 03/10/2 0 0 8 in WA No. 13 9 4/ 2 0 0 8
of
The HIGH COUR T OF K A R N A T A K A AT B A N G A L O R E)

VI J A Y A B A N K & O R S . Peti tio n e r (s)
V E R S U S

MOHA N D A S S R A M A N A S H E T T Y Respo n d e n t (s)

(Wit h appl n (s) for c/delay in filing SL P

Date: 20/07/2 0 0 9 This Peti tio n w a s called on for heari n g today.

COR AM :
HON' B L E MR. J U S T I C E H A R J I T S I N G H B E D I
HON' B L E MR. J U S T I C E J . M . P A N C H A L

Fo r Peti ti o n e r (s) Mr. Raji v Nan d a, A d v .
Mr. San j a y Kr. Dubey, Ad v .

Fo r Respo n d e n t (s)

U P O N heari n g couns el the Cour t made the follo w i n g
O R D E R

Delay condon ed.

We have gone thro u g h the imp u g n e d J u d g m e n t and obser v e
tha t the findi ng of the Cou r t belo w wi t h respec t to the clai m for
gra t u i t y and provi de n t fund is correc t. The lear n ed Coun s el for the
Peti tio n e r ho w e v e r state s that he wo u l d confin e his sub m i s s i o n on
ly
to a challen ge to the imp u g n e d judg m e n t on the ques tio n of leave
encas h m e n t alone.

Issue notice limi ted to the ques tio n of leave encas h m e n t .

Sta y in the mean ti m e regar d i n g pay m e n t of cash in lieu of

leave encas h m e n t .

(Nee t u Kh aj u r i a) (Vi n o d Kul vi)
Sr. P A Cou r t Master