

**SECTION XIA  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION**

**INTERLOCUTORY APPLICATION NO. 2**

(Application for clarification/modification in C.A. No. 2431 of 2017)

**AND**

**INTERLOCUTORY APPLICATION NO. 3**

(Application for clarification/modification in C.A. No. 2437 of 2017)

**AND**

**INTERLOCUTORY APPLICATION NO. 2**

(Application for clarification/modification in C.A. No. 2486 of 2017)

**AND**

**INTERLOCUTORY APPLICATION NOS. 3-4**

(Application for clarification/modification in C.A. Nos. 2495-2496 of 2017)

**IN**

**CIVIL APPEAL NOS. 2431, 2437, 2486 AND 2495-2496 OF 2017**

**State of Odisha & Anr.**

**...Appellants**

**Versus**

**Nirakar Swain & Ors.**

**...Respondents**

**OFFICE REPORT**

It is submitted for the information of the Hon'ble Court that the Appeals above mentioned alongwith other connected Appeals were disposed of vide this Court's Order dated 06.02.2017 when the Hon'ble Court was pleased to pass the following Order:

**“Heard the learned counsel for the parties.**

- 1. Delay condoned.**
- 2. Leave granted.**
- 3. Application for Impleadment allowed.**
- 4. Ultimately, an agreement has been arrived at. We record our appreciation for that.**
- 5. These appeals are disposed of accordingly, in terms of the following agreed order.**
- 6. It is ordered that in the case of concerned respondents as well as impleaded employees, the date of approval of grant-in-aid will be pre-poned/advanced by three years.**
- 7. Thus, the State would be liable to make the payment of grant-in-aid to each of such employee for additional three years**

preceding the date of approval of the concerned employee for the purpose of grant-in-aid, that is to say, e.g., the respondent in SLP (C).....CC No.11584 of 2016, namely, Nirakar Swain was given benefit of grant-in-aid w.e.f. 7th January, 2009, that date will be preceded by three years to 7th January, 2006. Similar treatment will be meted-out to each of the employees by preponing the date by three years.

8. In case, the State Government has already complied with 6 the orders and has released it from any earlier date before three years, no recovery shall be made from employee.

9. This Order will not affect the other pending matters as it is passed on consensus and they will be decided on their own merits.

10. All the appeals are disposed of accordingly.”

It is further submitted that Mr. Shibhashish Mohanty, Advocate for the Applicant/Respondent has on 06.03.2017 filed applications for clarification/modification of Court's Order dated 06.02.2017 in C.A. Nos. 2431, 2437, 2486 and 2495-2496 of 2017 which are registered as I.A. Nos. 2, 3, 2 and 3-4 respectively (Copy of the same are placed with appeal paper books for the kind perusal of the Hon'ble Court).

The applications alongwith the appeals above-mentioned were mentioned on 08.03.2017, when the Court was pleased to pass the following Order:

**“List these applications on 10<sup>th</sup> March, 2017”**

The applications in the matters above mentioned are listed before the Hon'ble Court with this report.

Dated this the 9<sup>th</sup> day of March, 2017.

Sd/-  
ASSISTANT REGISTRAR