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SLP(C)No. 11158 OF 2000

ITEM No.38

Court No. 8

SECTION XIIA
A/N MATTER

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.11158/2000

(From the judgement and order dated 20/06/2000 in WA 682/2000
of The HIGH COURT OF A.P AT HYDRABAD)

CHAIRMAN & M.D.,BHARAT DYNAMICS LTD.&ANR

Petitioner (s)

VERSUS

MEHATAB ROY

Respondent (s)

(With prayer for interim relief)

Date : 26/02/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI
HON'BLE MR. JUSTICE S.N. PHUKAN

For Petitioner (s) M/s KK Venugopal,
SK Gambhir,Sr.Advs.
M/s Anil K.Sharma,A.Sinha,
Rajesh Srivastava,HS Sandu,Advs.
Mr. H.K. Puri,Adv.

For Respondent (s) Mr.L.Nageswar Rao,Sr.Adv.
M/s RS Krishnan,SK Pattanaik,Advs.
Mr. D. Mahesh Babu,Adv.

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

.....L.....I..T.....T.....T.....T.....T.....T.....J..T....R
.SP2

Leave is granted.

The appeal is disposed of in terms of the signed
order. No order as to costs.

.SP1

[Naresh Kumar]
Court Master

[Kanwal Singh]
Court Master

[Signed order is placed on the file.]

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L.....T.....T.....T.....T.....T.....T.....T.....T.....T....R
.....L.....T.....T.....T.....T.....T.....T.....T.....T.....R

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1575 OF 2001@@
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[Arising out of SLP(C) 11158/2000]

The Chairman & Managing Director
Bharat Dynamics Ltd. & Anr. ...Appellants
Vs.
Mehatab Roy ...Respondent

O R D E R@@
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L....L....I....T.....T.....T.....T.....T.....T.....T.....J....R
.SP2

This Court issued notice on 3.8.2000 in the following terms:-

.SP1

"Issue notice limited to the question as to why the impugned order of the Division Bench as well as of the Single Judge of the High Court should not be clarified to read that promotion after Grade 'F' is subject to regulations of the Petitioner-Company. Notice shall also be issued on the prayer for interim relief."

.SP2

Leave is granted limited to the aforesaid question.
Heard Mr.KK Venugopal, learned senior counsel for the appellants and Mr.L.Nageswar Rao, learned senior counsel for the respondent.
This appeal is directed against the judgment & order of the High Court of Andhra Pradesh dated 20.6.2000 in Writ Appeal No.682/2000.

..2/-

The appellant is the employer and the respondent is the employee. Inasmuch as the respondent has been given promotion from Grade 'E' to Grade 'F' (renamed as WG8) with effect from 2.6.1986 and it is also admitted that pursuant to the order of this Court in Civil Appeal arising out of SLP(C) No.8650/95 dated August 24, 1995 he was also paid wages with effect from August, 1988, the only question that is argued before us is in regard to further promotion of the respondent from Grade 'F' (WG8) to Grade 'I'. We are not inclined to go into this question. Having regard to the facts of the case we consider it appropriate to observe that further promotion of the respondent from Grade 'F' (WG8) to Grade 'I' should be considered in accordance with the Bharat Dynamics Limited Recruitment & Promotion Rules, 1988. If the respondent is found to be entitled to further promotion, he shall be given all the benefits under those Rules. The appeal is accordingly disposed of with no order

as to costs.
.SP1

.....J.
[SYED SHAH MOHAMMED QUADRI]

New Delhi,
February 26, 2001.@@
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.....J.
[S.N. PHUKAN]