

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).20111-20112/2005

(From the judgement and order dated 24/09/2004 in WP No.1746/1991
& dated 27/04/2005 in LPA No.67/2005 of The HIGH COURT OF BOMBAY,
NAGPUR BENCH)

UNITED COMMERCIAL BANK THROUGH G.M.

Petitioner(s)

VERSUS

UCO BANK WORKERS ORGANISATION

Respondent(s)

[With appln(s) for c/delay in filing SLP, permission to place addl.
documents on record, with prayer for interim relief and
office report][For final disposal]

Date: 10/03/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Petitioner(s) Mr. Vishwajit Bhattacharya, Sr. Adv.

Mr. Satyajit A. Desai, Adv. for

Mr. Venkateswara Rao Anumolu, Adv.

For Respondent(s)

Mr. Gagan Sanghi, Adv. for

Mr. Rameshwar Prasad Goyal, Adv.

UPON hearing counsel the Court made the following
ORDER

Delay condoned.

Leave granted.

Counsel for the respondent-workman states that since this Court
vide order dated 23rd September 2005 had stayed payment of back wages,
he has not been paid any wages pursuant to the order of the High Court
dated 24th September 2004 which is impugned in the present proceedings.
Further states that the workman has neither been paid any wages nor has
he been reinstated which is in contravention of Section 17-B of the
Industrial Disputes Act, 1947 ('the Act').

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It is made clear that this Court had stayed payment of back wages
as ordered by the High Court. However, the appellant was liable to pay
wages to the respondent-workman under Section 17-B of the Act from the
date of the order of reinstatement passed by the High Court till date.
Hence, it is ordered that the appellant shall pay wages to the respondent-
workman till date within four weeks and from now onwards, it shall be
the option of the appellant to either reinstate the respondent or pay him
wages under Section 17-B of the Act.

(Subhash Chander)
Court Master

(P.S. Tyagi)
Court Master