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SLP(C)No. 10760 OF 2003
ITEM No.62

Court No.10

SECTION XI

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.10760/2003

(From the judgement and order dated 21/05/2003 in CMWP 10394/85
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

PRATHAMA BANK & ORS.

Petitioner (s)

VERSUS

ANIL KAPOOR & ANR.

Respondent (s)

(With prayer for interim relief)

Date : 28/07/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE BRIJESH KUMAR
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s)Mr. S.B. Sanyal, Sr. Adv.
Mr. V.Sudeer,Adv.
Mr.M.B.Suba Raju,Adv.
Mr.S.Balaji, Adv.

Mr. S. Srinivasan,Adv.

For Respondent (s)

Mr.Tripurari Ray, Adv.

Mr.Satish Pandey, Adv.

Mr. Vishwajit Singh,Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard both sides. We are not inclined to interfere in the matter on merits of the case. However the order of reinstatement with full back wages since 1984, seems to have been passed without taking into account all the relevant facts and circumstances. Learned counsel appearing for the petitioner informs that total amount of back wages would come to around Rs. 25 lakhs. On this point we have also heard learned counsel for the respondents and required him to have instructions from his client, who is present in Court. Considering all facts and circumstances, we quantify the lumpsum amount on account of back wages as Rs. 10 lakhs which is also agreed to by the respondent. It shall be paid to the respondent by the petitioner within one month.

The special leave petition is dismissed subject to modification indicated above.

Sukhwinder (Kanwal Singh)
Court Master

