

ITEM NO.32

COURT NO.12

SECTION XV

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(s).16682/2012

(From the judgement and order dated 11/01/2012 in WP No.4454/2010 of The HIGH COURT OF M.P AT INDORE)

SHREE CLOTH MARKET KANYA VIDYALAYA Petitioner(s)

VERSUS

SUSHEELA & ANR. Respondent(s)

(With appln(s) for exemption from filing O.T. and prayer for interim relief and office report)

Date: 02/09/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE GYAN SUDHA MISRA
HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE

For Petitioner(s) Mr. Sushil Kumar Jain, Adv.
Mr. Puneet Jain, Adv.
For Ms. Pratibha Jain, Adv.

For Respondent(s)

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

Learned counsel for the petitioner submitted that the contesting respondent is entitled for the amount of gratuity from the year 1997 by virtue of the amendment introduced in the year 2009 in the Payment of Gratuity Act, 1972 and cannot be held entitled prior to 1997.

However, from the impugned judgment this is not even clear as to what was the averment. Hence the counsel is directed to put this averment on affidavit and also file a copy of the counter affidavit which was filed in the High Court.

List on 20.9.2013.

|(Neetu Khajuria)

|(S.S.R. Krishna)

|
|Sr.P.A.

|Court Master

|