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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4970 OF 2011
(@ SPECIAL LEAVE PETITION(C)NO.16899 OF 2011 @ CC NO.8960)

STATE OF RAJASTHAN & ORS.

... APPELLANTS

VERSUS

MAHILA MANDAL (UDAIPUR)

... RESPONDENT

WITH C.A.NO.4971 OF 2011 @ S.L.P.(C)NO.16901 OF 2011 @ CC NO.9390

O R D E R

Delay condoned.

Leave granted.

Heard learned counsel for the appellants.

The short

grievance which has been articulated by learned counsel for the State is that the Rules came into force from 1st January, 1993 and the benefit could not have been given from earlier period.

We agree with learned counsel for the State.

We modify the

impugned judgment accordingly and direct that the respondent(s) would be entitled to benefits from 1st January, 1993.

We are quite conscious of the fact that we are passing this order without giving notice to the respondent(s) because the controversy is very limited and giving notice would cause much greater financial hardship for the respondent(s).

In this view of the matter, we are passing this order in absence of the respondent(s). In case the respondent(s) is/are still aggrieved then the respondent(s) would be at liberty to approach this Court.

: 2 :

With this modification, the appeals are disposed of.

No costs.

.....J.
(DALVEER BHANDARI)

.....J.

(DEEPAK VERMA)

NEW DELHI;
4TH JULY, 2011
ITEM NO.23

COURT NO.4

SECTION XV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CC 8960/2011

Petition(s) for Special Leave to Appeal (Civil)...../2011

(From the judgement and order dated 30/04/2010 in SBCWP No.
2473/2006 & DBCSA No. 2695/2009 of The HIGH COURT OF RAJASTHAN
AT JODHPUR)

STATE OF RAJASTHAN & ORS.

Petitioner(s)

VERSUS

MAHILA MANDAL (UDAIPUR)
(With appln(s) for c/delay in filing SLP)

Respondent(s)

WITH S.L.P.(C)...CC NO. 9390 of 2011
(With appln.(s) for c/delay in filing SLP and office report)

Date: 04/07/2011 These Petitions were called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr.Ajay Veer Singh, Adv.
For Mr. Irshad Ahmad,Adv.

For Respondent(s)

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

Delay condoned.
Leave granted.

Heard learned counsel for the appellants. Appeals
disposed to the extent indicated in the signed order with no
order as to costs.

(G.V.Ramana)
Court Master

(Neeru Bala Vij)
Asstt.Registrar

(signed order is placed on the file)