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C.A.No. 5274 OF 2001  
ITEM No.103

Court No. 7

SECTION XI

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

CIVIL APPEAL NO.5274 OF 2001

SOUTHERN RLY EMP. CO-OP.S. WORKERS UN. & ANR.APPELLANT(s)

VERSUS

UNION OF INDIA & ORS.RESPONDENT(s)  
(with office report)

Date : 03/04/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DORAISWAMY RAJU  
HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

For Appellant(s)Mr. Ranjit Kumar, Sr. Adv.  
Mr. SR Setia, Adv.

For RespondentMr. PP Malhotra, Sr. Adv.  
Ms. Smita Inna. Adv.  
Ms. Anil Katiyar, Adv.  
Ms. Megha Khanna, Adv.

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

Heard the learned counsel on either side.  
The grievance sought to be made by the learned senior counsel for the appellants, particularly , with reference to the absorption and their fitment as regular employees of the railways in the corresponding posts on the pay scales listed in Annexures I and II as referred to and found noticed in the order of the tribunal dated 29.6.1990 in OA No.305 of 1988 as also the decision of this Court dated 29.4.1998 in CA Nos.9492-93 of 1998 appears to be genuine and well merited. We are prima facie of the view that it is not permissible for the authorities to go behind except complying with the said directions under any pretext whatsoever.

At the request of Mr. PP Malhotra, learned senior counsel appearing for the respondents we are adjourning this matter by three weeks finally to see whether at this belated stage, at least, they will be able to comply implicitly with the orders passed earlier. Copy of the order may be given dasti to the respondents.

(D.L.Chugh) (S. Malkani)  
Court Master Asstt. Registrar