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IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5927 OF 2007

SECRETARY  
PANCHAYAT & HEALTH DEPTT. & ANR.

.....APPELLANTS

VERSUS

DR. K.K. SHAH, CONVENOR & ORS.

.....RESPONDENTS

ORDER

We have heard counsel for the parties.

On the facts of the case, since the appellant has already made payment of gratuity to the concerned employees, we are not inclined to exercise our discretion under Article 136 of the Constitution of India in this case.

However, the question of law is kept open.

.....J  
(MARKANDEY KATJU)

.....J  
(A.K. PATNAIK)

New Delhi  
April 20, 2010  
ITEM NO.127

COURT NO.7

SECTION XV

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(s). 5927 OF 2007

SECRY., PANCHAYAT & HEALTH DEPTT. & ANR.

Appellant (s)

VERSUS

K.K.SHAH CONVENOR AND ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 20/04/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU  
HON'BLE MR. JUSTICE A.K. PATNAIK

For Appellant(s)

Mrs. Hemantika Wahi, Adv. (NP)  
Mr. Amol Chitale, Adv.  
Ms. Jesal, Adv.

For Respondent(s)

Mr. Gaurav Sharma, Adv.  
Mr. Abhinav Mukerjee, adv.  
Ms. Prathiba M. Singh, Adv.

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

The Civil Appeal is dismissed.

(N.S.K. Kamesh)  
Court Master

(Indu Satija)  
Court Master

(signed order placed in file)