

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.1788 OF 2005

Maharashtra State Road Transport Corp. Appellant(s)

Versus

Krishanrao Marotirao Mahindrakar Respondent(s)

O R D E R

In this appeal, the legal acceptability of the order dated 5<sup>th</sup> June, 2003, passed by the Division Bench of the High Court of Judicature at Bombay, Bench at Aurangabad, in Civil Application No.2360 of 2003 in Writ Petition No.4932 of 2000, is called in question. In the said review application, the High Court has held thus:

"In the result, this Review Petition is allowed. Our judgement and order dated 20<sup>th</sup> December, 2002, is hereby recalled. Writ Petition No.4932 of 2000 is partly allowed and we direct the Corporation to grant deemed promotions to the Petitioners as on 1<sup>st</sup> November, 1956 and 1<sup>st</sup> July, 1961 strictly as per the Hyderabad General Service Rules and further promotions, if any, on merger shall have the consequential effects. The Corporation shall re-work out the financial benefits payable to each of the Petitioners on that basis and pay the said benefits within a period of three months from today. Costs in costs."

We have heard Mr. R.S. Hegde, learned counsel for the appellant and Mr. Nitin S. Tambwekar, learned counsel for the respondent.

Having perused the orders passed in the writ petition and in the review application, we are of the considered opinion that there is no warrant to interfere with the order and, accordingly, the appeal, being devoid of any substance, stands dismissed. There shall be no order as to costs.

.....J.  
(Dipak Misra)

.....J.  
(Adarsh Kumar Goel)

New Delhi;  
February 11, 2015.

ITEM NO.101

COURT NO.6

SECTION XV

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Civil Appeal No.1788 of 2005

MAHARASHTRA STATE ROAD TRANSPORT CORP.

Appellant(s)

VERSUS

KRISHANRAO MAROTIRAO MAHINDRAKAR

Respondent(s)

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

Date : 11/02/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA  
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Appellant(s) Mr. R.S. Hegde, Adv.  
Mr. Farhat Jahan Rehmani, Adv.  
Mr. Shanti Prakash, Adv.  
Mr. Rajeev Singh, AOR

For Respondent(s) Mr. Nitin S. Tambwekar, Adv.  
Mr. B.S. Sai, Adv.  
Mr. K. Rajeev, AOR

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

The appeal is dismissed in terms of the signed  
order.

(Chetan Kumar)  
Court Master

(H.S. Parasher)  
Court Master

(Signed order is placed on the file)