

ITEM NO.2

COURT NO.4

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

Petition(s) for Special Leave to Appeal (Civil)
No(s).21582/2007
(From the judgement and order dated 27/04/2007 in LPA No.
1020/2006 of The HIGH COURT OF GUJARAT AT AHMEDABAD)

CEMENT WORKERS' MANDAL Petitioner(s)

V E R S U S

GLOBAL CEMENTS LTD.& ORS. Respondent(s)
(With appln(s) for interim Relief)
(for final disposal)

Date: 13/07/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI

HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr. Vimal Chandra S. Dave, Adv.
Mr. Neelam Kalsi, Adv.
Mr. S.N. Singh, Adv.

For Respondent(s)1 Mr. Shrenik Singhvi, Adv.
Mr. Saurabh Trivedi, Adv.

For R.No.2 Mr. Mahabir Singh, Sr. Adv.
Mr. Gautam Awasthi, Adv.
Mr. Nimrat Gill, Adv.
for Mr. Ajay Pal, Adv

U P O N h e a r i n g c o u n s e l t h e C o u r t m a d e t h e f o l l o w i n g
O R D E R

According to the Judgment of the Division Bench of the Gujarat High Court at Ahmedabad dated 27.04.2004, the workers' dues towards wages is Rs.57,14,027/- for the period from July, 1998 to 31.10.1998. Mr. Singhvi, learned counsel appearing for respondent no.1- Global Cements Ltd. submits that the company is prepared to pay this amount, provided the

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workers handover the possession of the quarters, which are constructed on the company's land and which were allotted to them as workers of the company. Mr. Dave, learned counsel appearing for the workers' submitted that the workers are willing to handover possession, on receiving the entire payment of Rs.57,14,027/-.

In the facts and circumstances of this case, we deem it appropriate to direct the Registrar General of the Gujarat High Court to take possession of the land from the workers and handover it to respondent no.1-Global Cements Ltd., after receiving Demand Draft for a sum of Rs.57,14,027/-. Learned counsel appearing for respondent no.1 undertakes to deposit the draft with the Registrar General within four weeks and, after receiving the amount, the Registrar General will proceed to

take possession of the quarters which was given by the company to the workers at the time they were in the employment of the company.

We direct both the parties to file appropriate affidavits within six weeks from today.

After we dictated the orders, Mr.Dave, learned counsel for the petitioners got instruction from his client in the Court and submitted that now his clients have changed their mind and are not willing to vacate the quarters. In this view

of the matter, it is not necessary for the company to deposit the money with the Registrar General of the Gujarat High Court.

Leave granted.

Application for additional documents filed by the petitioners is dismissed.

(G.V.Ramana)
Court Master

(Neeru Bala Vij)
Court Master