

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.2054 OF 2010
(Arising out of SLP(Crl.)No.6545 of 2008)

NATIONAL AVIATION CO.OF INDIA LTD.& ORS

Appellant(s)

VERSUS

STATE OF ASSAM & ANR.

Respondent(s)

O R D E R

Leave granted.

We have heard learned counsel for the parties.

Mr.Lalit Bhasin, learned counsel appearing for the appellants submitted that the services of the 27 employees will not be dispensed with and they would be regularised in a phased manner within three years from today. In view of the statement of Mr.Lalit Bhasin, in our considered view, the Criminal Prosecution cannot be permitted to go on and we, accordingly, quash the Criminal Proceedings pending against the National Aviation Co.of India Ltd. & Ors. before the Court of Chief Judicial Magistrate, Guwahati. The respondents would be at liberty to revive this appeal in case the employees are not regularised within a period of three years.

Mr.Lalit Bhasin, learned counsel appearing for the appellants submitted that he would not press the petition before the High Court. The application for intervention is also disposed of.

This Criminal Appeal is disposed of with afore-mentioned observation.

.....J.
(DALVEER BHANDARI)

.....J.
(DEEPAK VERMA)

NEW DELHI;
25TH OCTOBER, 2010
ITEM NO.40

COURT NO.4

SECTION II

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

Petition(s) for Special Leave to Appeal (Crl) No(s).6545/2008
(From the judgement and order dated 26/05/2008 in CRLRP No. 118/2008 of The HIGH COURT OF GUWAHATI ,ASSAM)

NATIONAL AVIATION CO.OF INDIA LTD.& ORS

Petitioner(s)

VERSUS

STATE OF ASSAM & ANR. Respondent(s)
(With appln(s) for stay,permission to place addl. documents on record)
CRLMP No.22156/2010 (Appln.for internvention)

Date: 25/10/2010 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.Lalit Bhasin, Adv.
Mr.Sanjay Gupta, Adv.
Ms.Priyanka Dayal, Adv.
Ms.Priyanka Gupta, Adv.
for Ms. Bina Gupta,Adv.

For Respondent(s) Mr.Avijit Roy, Adv.
Mr.Keshav Raychaudhuri, Adv.
for M/S Corporate Law Group,Advs.

Intervenors Mr.Amit Pawan, Adv.
Mr.Tayenjam Momo Singh, Adv.

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

Leave granted.

We have heard learned counsel for the parties.

The Criminal Appeal is disposed of, in terms of the
signed order.

(G.V.Ramana)
Court Master

(Neeru Bala Vij)
Court Master

(signed order is placed on the file)