

**IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION**

**CIVIL APPEAL NO.9567/2011**

**M.P.HOUSING BOARD & ORS.**

**APPELLANT(S)**

**VERSUS**

**SATYANARAYANA GUPTA**

**RESPONDENT**

**WITH**

**C.A. No. 8965/2011**

**O R D E R**

**CIVIL APPEAL NO.9567/2011**

1. Learned counsel for the appellant states that he has received instructions to the effect that the respondent employee had expired in the year 2018 and his legal heirs and widow are not traceable. As per the counsel for the respondent in the connected appeal (Civil Appeal No.8965/2011), the respondent had expired prior to the date when the proceedings were initiated before the High Court.

2. Having regard to the paltry amount payable as family pension to the legal heirs upon the demise of the respondent, we do not propose to proceed further with the present appeal. The appeal is disposed of while keeping open the legal issue raised for adjudication in an appropriate case.

**C.A. No. 8965/2011**

1. Having regard to the paltry amount of the family pension that the legal heirs would be receiving upon the demise of the respondent, we do not propose to entertain to

proceed further with the present appeal.

2. Learned counsel for the respondent states that though this Court did not stay the operation of the impugned judgment, the appellants did not release the pensionary benefits in favour of the deceased respondent and on his demise, did not pay any family pension to his legal representatives including his widow and children.

3. The appellants shall release the pensionary benefits/family pension as may be admissible to the deceased respondent and/or his legal representatives, in accordance with the rules.

4. The appeal is disposed of along with pending application(s), if any.

5. Needless to state that the order passed hereinabove are in the peculiar facts and circumstances of this case and shall not be treated as a precedent in any other case.

.....J.  
[HIMA KOHLI]

.....J.  
[RAJESH BINDAL]

NEW DELHI;  
AUGUST 23, 2023.



CIVIL APPEAL NO.9567/2011 &amp; CONTD MATTER

ITEM NO.109

COURT NO.11

SECTION IV-C

**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). 9567/2011

M.P.HOUSING BOARD &amp; ORS.

Appellant(s)

VERSUS

SATYANARAYANA GUPTA

Respondent(s)

WITH

C.A. No. 8965/2011 (IV-C)

Date : 23-08-2023 These appeals were called on for hearing today.

CORAM :

HON'BLE MS. JUSTICE HIMA KOHLI  
HON'BLE MR. JUSTICE RAJESH BINDAL

For Appellant(s)      Mr. Anand Sukumar, Adv.  
                                 Ms. Meera Mathur, AOR  
                                 Mr. S. Sukumaran, Adv.  
                                 Mr. Bhupesh Kumar Pathak, Adv.

Mr. Bharat Singh, Adv.  
Mr. Kshitiz Singh, Adv.  
Mr. Amit Pawan, AOR

For Respondent(s)    Mr. Aditya Dev Triguna, Adv.  
                                 Mr. Sunil Singh Parihar, Adv.  
                                 Mr. Praveen Chaturvedi, AOR

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

**Civil Appeal No.9567/2011**

The appeal is disposed of in terms of the signed order.  
Pending application, if any, stands disposed of.

**Civil Appeal No.8965/2011**

The appeal is disposed of in terms of the signed order.  
Pending application, if any, stands disposed of.

(ASHA SUNDRIYAL)  
ASTT. REGISTRAR-cum-PS

(NAND KISHOR)  
COURT MASTER (NSH)

[Signed order is placed on the file]