

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).26184/2008

(From the judgement and order dated 24/09 / 2008 in CAN No. 7164/2008
IN M A T No. 597/2008 of The H I G H COU R T OF CALCUT T A)

EAST E R N COAL F I E L D S LT D.

Petitioner(s)

VE R S U S

D I N E S H S I N G H & O R S.

Respondent(s)

(With prayer for interim relief and office report)

Date: 31/03 /2009 This Petition was called on for hearing today.

COR A M :

HON' B L E M R. JUST I C E L O K E S H W A R S I N G H P A N T A
HON' B L E M R. JUST I C E B. S U D E R S H A N R E D D Y

For Petitioner(s) Mr. Mahabir Singh, Sr. adv.
Gp.Capt.Karan Singh Bhati,Adv.
Ms. Aishwarya Bhati, adv.

For Respondent(s) Mr. S.K.Bhattacharya, Adv.
Mr. B.P. Yadav, Adv.
Mrs Sarla Chandra,Adv.

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

Leave granted.

The appeal is disposed of in terms of the signed order. No
order as to costs.

(Ajay Kr. Jain)
Court Master

(Vinod Kulvi)
Court Master

(Signed order is placed on the file)
IN T H E S U P R E M E C O U R T O F I N D I A
C I V I L A P P E L L A T E J U R I S D I C T I O N

C I V I L A P P E A L N O . 2 0 6 3 O F 2 0 0 9

A R I S I N G O U T O F
S P E C I A L L E A V E P E T I T I O N (C) N O . 2 6 1 8 4 O F 2 0 0 8

Eastern Coalfields Ltd.

.... Appellant

Versus

Dinesh Singh & Ors.

.... Respondents

O R D E R

Leave granted.

Heard learned counsel for the parties.

Pursuant to our order dated 16.3.2009, the appellant Eastern Coalfields Ltd. have filed a comprehensive affidavit and a copy of Office Order dated 27.10.2008 of the Dy. Chief Personnel Manager granting approval for appointment of Inquiry Officer and Presenting Officer for holding inquiry proceedings against the respondent.

In that view of the matter no further order is required to be passed save and except to direct the appellant to pay the arrears of subsistence allowance, if any, due and payable to the respondent as per the rules within a period of one week from today. The Inquiry Officer shall proceed with the inquiry proceedings and complete the same within three months from today. Both the parties shall extend full cooperation to the Inquiry Officer to enable him to complete the inquiry proceedings within the stipulated period of three months. We, however, clarify that the issue of payment of backwages to the respondent, as directed by the High Court, shall be decided by the authorities concerned after conclusion of the inquiry proceedings. The impugned order of the High Court shall stand modified only to the above extent. The appeal stands disposed of in the above terms.

No order as to costs.

.....J.
(LO K E S H W A R S I N G H P A N T A)

.....J.
(B. S U D E R S H A N R E D D Y)

New Delhi
March 31, 2009