

REVISED

ITEM NO.8+35+40+62+63

COURT NO.5

SECTION X

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

Writ Petition(s) (Civil) No(s). 52/2016

RAM BHAJAN DAS & ORS.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

WITH

W.P. (C) No. 155/2017 (X)

W.P. (C) No. 167/2016 (X)

W.P. (C) No. 910/2016 (X)

(INTERVENTION/IMPLEADMENT)

(DELETING THE NAME OF RESPONDENT)

W.P. (C) No. 53/2017 (X)

with

W.P. (C) No. 745 of 2017

(for admission)

W.P. (C) No. 754 of 2017

(for admission)

W.P. (C) No. 781 of 2017

W.P. (C) No. 773 of 2017

Date : 01-09-2017 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH

HON'BLE MRS. JUSTICE R. BANUMATHI

Counsel for the
parties

Mr. M. Karpaga Vinayagam, Sr. Adv.

Mr. Syed Mehboob, Adv.

Mr. G. D. Ahmed, Adv.

Ms. Priya Kashyap, Adv.

Mr. S. Nagrajan, Adv.

Mr. Narender Kumar Verma, Adv.

Dr. Kailash Chand, Adv.

Mr. R. Balasubramaniam, Adv.

Mr. Nalin Kohli, Adv.

Mr. Prabhas Bajaj, Adv.

Mr. Ankit Roy, Adv.

Mr. Akshay Amritanshu, Adv.

Ms. Aarti Sharma, Adv.

Ms. Vishakha Ahuja, Adv.

Mr. R. B. Yadav, Adv.

Mr. Dinesh K. Garg, Adv.
Mr. Abhishek Garg, Adv.
Mr. Dhananjay Garg, AOR
Mr. Deepak Mishra, Adv.
Mr. P. V. Yogeswaran, AOR

Mr. Shreekant N. Terdal, AOR

Mr. Chandan Ramamurthi, Adv.

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

The application for deletion of the proforma respondent(s) is allowed at the risk of the petitioner.

All intervention/impleadment applications are allowed.

The issue raised in these petitions pertains to the claim made by the Porters working in Railways for regularisation. Having regard to the background of the litigations, Mr. R. Balasubramaniam, learned counsel appearing for the Railways, submits that the verification work had already been undertaken by the Assistant Labour Officer, Lucknow/Kanpur etc. and all those cases of Porters had actually been verified and the cases of those Porters who had some legitimate claim, had already been verified.

However, this is vehemently opposed by the learned counsel appearing for the petitioners.

Be that as it may, we direct all the petitioners, who claim to be similarly situated, and the members of the Union of India Railway Board to appear before the Regional Labour Commissioner (Central) concerned, who shall verify the documents and the claims of such Porters in the light of the decision of this Court in A.I.

Railway Parcel & Goods Porters Union Vs. Union of India & Ors.

reported in (2003) 11 SCC 590, with particular reference to Para 34 therein, and submit a report to this Court within four months.

Post after four months.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU DIWAN)
ASSISTANT REGISTRAR