

ITEM NO.11

COURT NO.8

SECTION XVI

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 (C) No(s). 12940/2017  
(Arising out of impugned final judgment and order dated 15-02-2017  
in FMA No. 2036/2016 27-02-2017 in FMA No. 2036/2016 passed by the  
High Court At Calcutta)

UNITED BANK OF INDIA &amp; ORS.

Petitioner(s)

VERSUS

ARINDAM SARKAR &amp; ORS.

Respondent(s)

Date : 16-01-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI  
HON'BLE MS. JUSTICE INDIRA BANERJEE

For Petitioner(s) Mr. Rajesh Kumar-I, AOR  
Mr. Anant Gautam, Adv.  
Ms. Shruti Vats, Adv.  
Ms. Khushboo Aggarwal, Adv.  
Mr. Anmol Mehta, Adv.

For Respondent(s) Mr. Joy Basu, Sr. Adv.  
Mr. D. S. Chauhan, AOR  
Ms. Ruchi Singh, Adv.  
Mr. Prashant Kumar, Adv.  
Mr. Kanak Bose, Adv.

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

Heard learned counsel for the parties and perused the  
relevant material.

We are not inclined to interfere with the impugned order  
in exercise of our jurisdiction under Article 136 of the  
Constitution of India. The special leave petition is, accordingly,  
dismissed.

So far as the period in which respondent no. 1 was not

in service, respondent no. 1 will not be entitled to any back wages. At the same time, respondent no. 1 will be entitled for continuity of service only for the purpose of calculating pension and other retiral benefits.

Pending application(s), if any, shall also stand disposed of.

(MADHU BALA)  
COURT MASTER (SH)

(TAPAN KUMAR CHAKRABORTY)  
ASSISTANT REGISTRAR