

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S). 5741-5742 of 2017  
(Arising out of SLP(C)No(s).17306-17307 of 2014)

DIVISION MANAGER, FOREST WORKING DIVISION, NERWA Appellant(s)

VERSUS

DHAN BAHADUR

Respondent(s)

O R D E R

Leave granted.

Heard learned counsel for the parties.

The respondent was working as daily-wager. His services were regularised w.e.f. 3<sup>rd</sup> June, 2009. He however claimed that his services be regularised w.e.f. 31<sup>st</sup> December, 1997 i.e. after 10 years of service.

This claim was contested by the appellant with the plea that under the Rules unless a certificate of bonafide resident of Himachal Pradesh was given, the services could not be regularised. Since certificate was not given earlier, his services were regularised w.e.f. 3<sup>rd</sup> June, 2009. The High Court, however, directed that services of the respondent be regularised from 31<sup>st</sup> December, 1997 with all consequential benefits.

Though we do not find any ground to interfere with the impugned order of the High Court directing regularisation of respondent's services from 31<sup>st</sup> December, 1997, we limit the consequential monetary benefits to Rs.1,00,000/- (Rupees one lakh) which may be paid to the respondent within three months from today.

The appeals are disposed of in above terms.

Pending applications, if any, shall also stand disposed of.

.....J.  
(ADARSH KUMAR GOEL)

.....J.  
(UDAY UMESH LALIT)

New Delhi,  
APRIL 28, 2017.

ITEM NO.40

COURT NO.12

SECTION XIV

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). 17306-17307/2014

(Arising out of impugned final judgment and order dated 13/03/2014  
in CRP No. 1/2014, 28/06/2013 in CWP No. 160/2013 passed by the  
High Court Of Himachal Pradesh At Shimla)

DIVISION MANAGER, FOREST WORKING DIVISION, NERWA Petitioner(s)

VERSUS

DHAN BAHADUR

Respondent(s)

(With interim relief and office report)

Date : 28/04/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL  
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Ms. Pragati Neekhara,Adv.  
Mr. Suryanarayan Singh,Adv.  
Mr. Varinder Kumar Sharma,Adv.

For Respondent(s) Mr. M. C. Dhingra,Adv.  
Mr. Gaurav Dhingra,Adv.

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

Leave granted.

In terms of the signed order, the appeals are disposed of.

(MAHABIR SINGH)  
COURT MASTER

(VEENA KHERA)  
COURT MASTER

(Signed order is placed on the file)