

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.24058-24060/2017

DYES CHEMICAL WORKERS' UNION

APPELLANT(s)

VERSUS

M/S. J D ORGOCHEM LIMITED AND ORS.

RESPONDENT(s)

O R D E R

Learned counsel for the applicant/appellant submits that subsequent to the filing of these appeals, the parties arrived at a settlement and a Memorandum of Settlement is also duly drawn. A reference is made in terms of the settlement i.e. Nos.2 and 3 in paragraph '1', these terms read thus:-

"2. That the employer has agreed to pay to the employees their Net total dues, including additional compensation, but subject to the Tax Deduction at Source (TDS) as applicable, as mentioned against their names in ANNEXURE "C" to this Memorandum of Settlement in full and final settlement and satisfaction of all their disputes, claims and dues. Simultaneously the employees hereby confirm that they have opted for new tax regime as per provisions of Section 115 BAC of the Income Tax Act, 1961 and inform the employer to deduct the TDS accordingly.

3. That the Net total dues, after TDS, aggregating to Rs.8,13,71,442/- (Rupees Eight Crore Thirteen Lakhs Seventy One thousand Four Hundred and Forty Two Only) agreed to by this settlement as mentioned in the ANNEXURES "C" shall be paid in two instalments. The

first instalment of 50% aggregating to Rs.4,06,85,721/- (Rupees Four Crore Six Lakhs Eighty Five Thousand Seven Hundred and Twenty One Only) shall be paid immediately upon execution of this Settlement AND the 2<sup>nd</sup> instalment of balance 50% aggregating to Rs.4,06,85,721/- (Rupees Four Crore Six Lakhs Eighty Five Thousand Seven Hundred and Twenty One only) will be paid within 45 days of payment of first instalment."

The learned counsel for the appellant further submits that in view of the settlement, the appellant-Union and the employees agree and declare that they have no claim of whatsoever nature existing or outstanding against the Employer, its Director or officers in respect of any claim arising out of their employment or non-employment with the employer.

In view of the this fact, the appellant-Union prays for withdrawal of these appeals. He also states that an affidavit of one Mr. Shashikant Laxman Gawde in support of the application is filed and Mr. Shashikant Laxman Gawde is the General Secretary of the appellant-Union.

Accordingly, the application is allowed.

Resultantly, these appeals are disposed as withdrawn.

..... ,J  
[ PRASANNA BHALACHANDRA VARALE ]

NEW DELHI;  
MAY 06, 2024

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). 24058-24060/2017

DYES CHEMICAL WORKERS' UNION

Appellant(s)

VERSUS

M/S. J D ORGOCHEM LIMITED AND ORS.

Respondent(s)

(IA No. 81274/2024 - WITHDRAWAL OF CASE/APPLICATION)

Date : 06-05-2024 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PRASANNA BHALACHANDRA VARALE  
[IN CHAMBER]

For Appellant(s) Ms. Mugdha, Adv.  
Mr. Kamran Khwaja, Adv.  
Mr. Satya Mitra, AOR

For Respondent(s) Mr. Dilip Annasaheb Taur, AOR

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

The application is allowed. Resultantly, these  
appeals are disposed as withdrawn in terms of the  
signed order.

(RADHA SHARMA)  
COURT MASTER (SH)

(RENU BALA GAMBHIR)  
COURT MASTER (NSH)

(Signed order is placed on the file)