

ITEM NO.45

COURT NO.5

SECTION IX

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

Petition(s) for Special Leave to Appeal (C) No(s).4725/2020

(Arising out of impugned final judgment and order dated 22-10-2019 in WP No. 436/2011 passed by the High Court Of Judicature at Bombay At Nagpur)

MATRU SEWA SANGH &amp; ANR.

Petitioner(s)

VERSUS

RAMESH

Respondent(s)

(FOR ADMISSION and I.R. and IA No.31281/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.31286/2020-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 31281/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 31286/2020 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 09-09-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HRISHIKESH ROY  
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s)

Mr. Sudheer Voditel, Adv.  
Mr. Ravindra Bana, AOR

For Respondent(s)

Ms. Ayushi Dangre, Adv.  
Mr. Raghavendra Pratap Singh, AOR  
Mr. Mohit Yadav, Adv.  
Mr. Mahendra Pratap Singh, Adv.  
Mr. Akshay Kochar, Adv.  
Mr. Santosh Kumar Shukla, Adv.  
Mr. Abhishek Tripathi, Adv.

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

Heard Sudheer Voditel, learned Counsel for the petitioner. Also heard Ms. Ayushi Dangre, learned counsel representing the respondent watchman.

2. On 23.04.2024, when the case was last listed, the

petitioners were directed to file additional affidavit to set out the figures which can be considered for lumpsum payment, to the superannuated Watchman.

3. Since then, additional affidavit in compliance has been filed. In the said affidavit, it is pointed out that the petitioners have paid to the respondent total sum of Rs.4,44,300/- which includes the Rs.50,000/-, ordered to be deposited by this Court.

4. It is then submitted that the petitioners' have only limited corpus to the tune of Rs.23,93,954/- and if substantial part of the corpus is taken away to pay the dues to the superannuated watchman, the viability of the Trust itself might be compromised.

5. The total dues is worked out at Rs.12,12,470.22 in the additional affidavit, taking the minimum wages into account.

6. We have considered the circumstances here and also the fact that only limited issue is to be considered by this Court. Having regard to the corpus in the Trust, we deem it appropriate to quantify the now payable wages to the respondent as quantified is at Rs.12,12,470.22 as full and final settlement. The same be disbursed to the respondent (Ramesh) after excluding the amount already paid to him. Needful be done within four weeks from today.

7. With the above order, the Special Leave Petition is disposed of. Pending application(s), if any, stand closed.

(DEEPAK JOSHI)  
ASTT. REGISTRAR-cum-PS

(KAMLESH RAWAT)  
ASSISTANT REGISTRAR