

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.4396 OF 2017

(@ SPECIAL LEAVE PETITION (CIVIL) NO. 5391 OF 2015)

RAM PRASAD

...APPELLANT(S)

VERSUS

UNION OF INDIA AND ORS

...RESPONDENT(S)

O R D E R

Leave granted.

Heard learned counsel for the parties.

The appellant was removed from service after 21 years of service on the ground that he had not joined at the transferred place.

We are of the view that it will be in the interest of justice to direct that the order of removal be converted into order of compulsory retirement from that day. Since the appellant did not move the Court for a long time, he will not be entitled to any arrears. He may be given terminal benefits/pension as per Rules from 01.04.2017 calculated by treating order of removal as order of compulsory retirement from the date of the said order.

The appeal is, accordingly, disposed of. No costs.

.....J.
[ADARSH KUMAR GOEL]

NEW DELHI
22nd MARCH, 2017

.....J.
[UDAY UMESH LALIT]

ITEM NO.9

COURT NO.12

SECTION XI

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). 5391/2015
(Arising out of impugned final judgment and order dated 28/10/2014
in WA No. 24491/2000 passed by the High Court Of Judicature at
Allahabad)

RAM PRASAD

Petitioner(s)

VERSUS

UNION OF INDIA AND ORS
(WITH INTERIM RELIEF AND OFFICE REPORT)

Respondent(s)

Date : 22/03/2017 This petition was called on for hearing today.

CORAM :

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

For Petitioner(s) Dr. Krishan Singh Chauhan,Adv.
Mr. Ramesh Kumar,Adv.
Mr. Ajit Kumar Ekka,Adv.
Mr. Ravi Prakash,Adv.
Ms. Charu Lata Chaudhary,Adv.

For Respondent(s) Mr. A.K. Sanghi,Sr.Adv.
Ms. Vimla Sinha,Adv.
Mr. Sachin Sharma,Adv.
Mr. Raj Bahadur,Adv.
Mr. Mukesh Kumar Maroria,Adv.

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

Leave granted.

The appeal is disposed of in terms of the
signed order.

(Madhu Bala)
Court Master
(SIGNED ORDER IS PLACED ON THE FILE)

(Veena Khera)
Court Master