

ITEM NO.4 Court 10 (Video Conferencing)

SECTION IX

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). 2529/2021

(Arising out of impugned final judgment and order dated 21-10-2020 in WP No. 2977/2017 passed by the High Court Of Judicature At Bombay At Nagpur)

GANDHI SHIKSHAN SANSTHA & ORS.

Petitioner(s)

VERSUS

PRAKASH & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.19746/2021-EXEMPTION FROM FILING O.T.)

Date : 16-03-2021 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR
HON'BLE MR. JUSTICE VINEET SARAN

For Petitioner(s) Mr. Basava Prabhu S. Patil, Sr. Adv.
Mr. Satyajit A. Desai, Adv.
Ms. Anagha S. Desai, AOR
Mr. Satya Kam Sharma, Adv.

For Respondent(s) Mr. Shankar Narayanan, Adv.
Mr. Gaurav Agrawal, AOR

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

Issue notice only to consider the following observations of
the High Court :-

“Without prejudice to the respective contentions, the Management shall provisionally deposit 20% of the back wages ordered by the Tribunal, which deposit shall be subject to the findings recorded and directions issued by the Tribunal.”

Mr. Gaurav Agrawal, learned counsel, who is on caveat, accepts notice on behalf of Respondent No. 1. Hence, no formal notice need

be issued qua Respondent No.1.

Mr. Basava Prabhu S. Patil, learned senior counsel appearing for the petitioners submits that the High Court has prejudged the issue with regard to the back wages.

The direction to deposit 20% back wages shall remain stayed.

However, the Management-petitioner shall pay an amount of Rs.30,000/- towards litigation expenses to the respondent through Mr. Shankar Narayanan, learned counsel for the respondent by way of a cheque/Demand Draft in the name of the respondent within four weeks from today.

(GULSHAN KUMAR ARORA)
AR-CUM-PS

(R.S. NARAYANAN)
COURT MASTER