



According to Mr. Debasish Bharuka, learned counsel for the petitioner, the amounts due in terms of the original order as on date would be in the region of 69 lakhs, though the certificate issued in the matter related to amounts as on that date and at a lower level. In his submission, the High Court while remitting the matter back to the Tribunal ought to have protected the interest of the petitioner.

Considering the fact that the matter had been made over to the Appellate Authority to be decided afresh, we see no reason to interfere.

We however, give liberty to the petitioner to raise all these submissions before the concerned Appellate Authority which shall be decided purely on their own merits.

We have simply recorded the submissions of Mr. Bharuka and shall not be taken to have dealt with the matter on the merits or demerits of the submissions.

With these observations, this SLP is disposed of.

Pending applications, if any, shall stand disposed of.

(INDU MARWAH)  
COURT MASTER (SH)

(VIRENDER SINGH)  
BRANCH OFFICER