

ITEM NO.26

COURT NO.5

SECTION III

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 30867/2017

(Arising out of impugned final judgment and order dated 02-05-2017 in FA No. 2118/2016 passed by the High Court Of Gujarat At Ahmedabad)

AHMEDABAD INTELLIGENT SECURITY SERVICES

Petitioner(s)

VERSUS

REGIONAL DIRECTOR EMPLOYEES STATE INSURANCE
CORPORATION & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.108649/2017-CONDONATION OF DELAY IN FILING SLP and IA No.108654/2017-EXEMPTION FROM FILING O.T. and IA No.108652/2017-CONDONATION OF DELAY IN REFILEING SLP)

Date : 03-11-2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. Nitin Sangra, Adv.
Mrs. V. D. Khanna, AOR
Mr. Devender Kumar, Adv.
Ms. Devika Khanna, Adv.

For Respondent(s)

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

Delay condoned.

In the nature of the order we propose to pass, it is not necessary to issue notice to the respondents.

In the impugned order passed by the Deputy Director of the Gujarat Regional Office of the Employees State Insurance Corporation, among other things, it is ordered as follows :-

"You are one of the Principal Employer is hereby ordered to pay the above amount together with interest payable at the rate of 15% for

each day of further default from the date of this order till the date of payment within a period of 15 days from the date of this order failing which this shall be caused to be recovered under section 45-C to 45-I of the Act."

Having heard the learned counsel for the petitioner and having gone through the pleadings and having regard to the background of the litigation, in the peculiar facts of this case, we are of the view that the petitioner shall not be visited with the interest as ordered in the extracted portion.

To that extent, the order shall stand modified.

In view of the above, the Special Leave Petition is disposed of.

Pending Interlocutory Applications, if any, stand disposed of.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU DIWAN)
ASSISTANT REGISTRAR