

ITEM NO.104

COURT NO.13

SECTION XIV-A

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

Civil Appeal No(s). 1816/2010

STATE OF MIZORAM & ANR.

Appellant(s)

VERSUS

SRI K.THANCHHUNGA . & ORS.

Respondent(s)

WITH

SLP(C) No. 33098/2010 (XIV)

(for final disposal vide Court's order dated 24.09.2012)

Date : 16-01-2020 This appeal was called on for hearing today.

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

HON'BLE MR. JUSTICE R. SUBHASH REDDY

For Appellant(s) Mr. Siddhesh Kotwal, Adv.  
Ms. Astha Sharma, AOR

Ms. Hemantika Wahi, AOR

For Respondent(s) Ms. Hemantika Wahi, AOR  
Ms. Puja Singh, Adv.

Mr. P. V. Yogeswaran, AOR

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

Leave granted.

Both the appeals are dismissed in terms of the signed order.  
There shall be no order as to costs.

Question of law, if any, is kept open.

(GULSHAN KUMAR ARORA)  
COURT MASTER

(SUNIL KUMAR RAJVANSHI)  
COURT MASTER

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO.1816 OF 2010

STATE OF MIZORAM & ANR. ... Appellant(s)

VERSUS

SRI K.THANCHHUNGA & ORS. ... Respondent(s)

WITH

CIVIL APPEAL NO. \_\_\_\_\_ OF 2020  
(Arising out of SLP (C) No.33098 of 2010)

O R D E R

Since the State has already satisfied the order of payment of 60% of the back wages in respect of 09 out of 18 Group 'D' employees (respondents) who are all similarly situated, there is no reason as to why the remaining 09 out of 18 respondents should not get the same benefit. Thus, the High Court has rightly awarded 60% of the back wages in respect of all the respondents. Hence, no interference is called for.

We do not find any good ground to award full back wages, particularly under the facts of this case.

Both the appeals are dismissed. There shall be no order as to costs.

Question of law, if any, is kept open.

....., J.  
(Mohan M. Shantanagoudar)

....., J.  
(R. Subhash Reddy)

New Delhi;  
January 16, 2020