

ITEM NO.9

COURT NO.9

SECTION XII

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). 6324/2017

(Arising out of impugned final judgment and order dated 01-04-2016 in WP No. 4834/2016 passed by the High Court Of Judicature At Madras)

LIFE INSURANCE CORPORATION OF INDIA AND ORS

Petitioner(s)

VERSUS

N.R. GOVINDARAJ &amp; ORS.

Respondent(s)

WITH

SLP(C) No. 6325/2017 (XII)

Date : 25-04-2019 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR

HON'BLE MR. JUSTICE AJAY RASTOGI

For Petitioner(s) Mr. Tushar Mehta, SG  
Mr. Ashok Panigrahi, AOR  
Mr. Anmol Tayal, Adv.  
Mr. S. Vinay Ratnakar, Adv.

For Respondent(s) Mr. Prashant Bhushan, Adv.  
Mr. Omanakuttan K.K. Adv.  
Mr. Cherly D'souza, Adv.  
Mr. T. Sudhaker, Adv.  
Mr. Devesh Agnihotri, Adv.

Mr. Jay Kishor Singh, AOR

Mr. P. Soma Sundaram, AOR

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

Heard counsel for the parties.

From the impugned judgment, it appears that the matter proceeded before the High Court on the basis of submission made by the counsel appearing for the petitioners herein that Clause 20 cannot be

sustained, as is noted in paragraph 2 of the impugned order.

The argument before us is that it was an incorrect concession given by the counsel for the petitioners in respect of the legality of the provision, which is not binding on the petitioners.

It is open to the petitioners to move a formal application before the High Court seeking appropriate relief, as may be advised, which be decided along with the pending writ petition(s) filed by the respondent(s) challenging their termination order(s).

The High Court is requested to dispose of concerned proceedings expeditiously preferably by the end of December, 2019.

The Special Leave Petitions are disposed of accordingly.

(NEETU KHAJURIA)  
COURT MASTER

(VIDYA NEGI)  
COURT MASTER