

4/10/16

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11/8/2016

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SLP Matter

भारत सरकार GOVERNMENT OF INDIA
रेल मंत्रालय MINISTRY OF RAILWAYS
(रेलवे बोर्ड RAILWAY BOARD)

22/7/16
22/7/16
By, *[Signature]*
Secy

No.E(P&A)II-2016/RS-18

New Delhi, dated 27.07.2016.

NER

The General Managers(P),
All Indian Railways,

Udumkpur

Sub : Court Cases relating to demand of Loco Inspectors for reckoning of pay element of 55% at the time of retirement.

1. ADO/HQ.
2. ALO
3. CLOS/Prdhy
(Jm/KD)
7/28/7/16
M 40/16

Kindly refer to Board's letter No. E(P&A)II-2008/RS-32 dated 22-03-2016 on the above subject whereby it was informed that the Hon'ble Supreme Court had granted 'Stay Order', in the matter of UOI Vs. Krishan Lal Sharma. It is further informed that in a similar case of UOI Vs. Sh. K. L. Mehndiratta and Ors. that has been converted to Civil Appeal 4386/2016, the matter was last heard on 18-04-2016 by the Hon'ble Supreme Court and the following order pronounced:-

"Delay condoned.

Leave granted.

There shall be stay of operation of the impugned judgment.

Counter affidavit be filed within six weeks."

2. It is therefore, advised that if any similar issue is pending before any Court of Law on your Railway, the above position may be brought out. A copy of the order referred to may be downloaded from the website of Hon'ble Supreme Court of India. It is also requested to take adequate care to defend and assign similar cases, if any, as already requested vide Board's letter dated 22-03-2016 referred to above. The status of such cases may be informed to this office from time to time.

PF 3
cc

DA: One.

[Signature]
(S. R. Kanaujia)
Joint Director E(P&A)
Railway Board
Telefax No. 23378399

293

28/7

Copy to : FA&CAOs of Indian Railways.

ITEM NO.9

COURT NO.5

SECTION XIV

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).....CC No(s).
3867/2016

(Arising out of impugned final judgment and order dated 09/10/2015
in WPC No. 4806/2008 09/10/2015 in RP No. 386/2015 passed by the
High Court Of Delhi At New Delhi)

UNION OF INDIA & ANR.

Petitioner(s)

VERSUS

K. L. MEHANDIRATTA AND ORS.

Respondent(s)

(with appln. (s) for c/delay in filing SLP and office report)

WITH
SLP(C) No. 5913/2016
Interim Relief and Office Report)

Date : 18/04/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J. CHELAMESWAR
HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE

For Petitioner(s) Mr. N.K. Kaul, ASG
Mr. Bhuvan Mishra, Adv.
Mr. Ajay Singh, Adv.
Ms. Nigar Khan, Adv.
Mr. Shreekant N. Terdal, Adv.

For Respondent(s) Mr. R.S. Hegde, Adv.
Ms. Farhat Jahan Rahmani, Adv.
Mr. Rajeev Singh, Adv.

Mr. Satpal Singh, Adv.

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

Delay condoned.

Leave granted.

There shall be stay of operation of the impugned
judgment.

Counter affidavit be filed within six weeks.

(DEEPAK MANSUKHANI)
COURT MASTER

(INDU BALA KAPUR)
COURT MASTER

Valley unknown
DEEPAK MANSUKHANI
COURT MASTER
18/04/2016