

Gujarat High Court

Bhil vs Ditabhai on 19 March, 2010

Author: H.K.Rathod,&Nbsp

Gujarat High Court Case Information System

Print

SCA/12278/2009 2/ 2 ORDER

IN
THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL
CIVIL APPLICATION No. 12278 of 2009

=====

BHIL
SEVA MANDAL - Petitioner(s)

Versus

DITABHAI
SINGABHAI BILVAL - Respondent(s)

=====

Appearance
:
MR
KV GADHIA for
Petitioner(s) : 1,
MR DIPAK R DAVE for Respondent(s) :
1,
=====

CORAM

:

HONOURABLE

MR.JUSTICE H.K.RATHOD

Date
: 19/03/2010

ORAL
ORDER

Heard learned Advocate Mr. KV Gadhia for petitioner and learned Advocate Mr. Dipak R. Dave for respondent. Considering submissions made by both learned Advocates, question raised and involved in this petition would require detailed examination. Hence, Rule.

Learned Advocate Mr. Gadhia for petitioner submitted that petitioner has reached to age of superannuation on 1st June, 2009. Learned Advocate Mr. Dave submitted that no retirement benefit is paid by petitioner to concerned workman. In view of these submissions, interim relief is granted in terms of para 11(B) on condition that petitioner shall have to pay all the retirement benefits to concerned respondent as if he has remained continuously in service notionally upto date of retirement within one month from date of receiving copy of this order and this amount of all the retirement benefits as directed by this court will be paid by petitioner to concerned respondent workman after concerned respondent workman vacates quarter which is in his possession.

(H.K.

Rathod,J.) Vyas Top