

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 569 OF 2018
IN
WRIT PETITION NO. 270 OF 2017**

Indian Bank through its Asst.Gen.Manager	...Petitioner
Vs.	
Vishram Vasant Patankar	...Respondent/Applicant

Mr.Nitin P. Deshpande for Applicant.
Mr.K.P. Anilkumar for Respondent.

CORAM : S.C. GUPTE, J.

DATE : 8 AUGUST 2018

P.C. :

The civil application is for vacating ad-interim relief, which was confirmed on 30 November 2017. The ad-interim relief was confirmed on a condition that the Petitioner deposits in this court 50% of the amount of backwages and consequential benefits in terms of the impugned award. The Petitioner has now deposited a sum of Rs.13,07,000/- towards 50% of backwages and consequential benefits. Since there was some controversy concerning calculation of backwages, this court directed the original Petitioner to file an affidavit justifying its calculations. In its affidavit dated 23 March 2018, the Petitioner bank has produced details of its calculations. These details show the eligible basic wages, DA, HRA and other allowances and work out a total wages payable for the period between September 2003 to June 2016, i.e. the date of the award. The original Respondent in his rejoinder has disputed the calculations and given his own calculations. Anyway, at this stage, the court is not expected to adjudicate on the quantum of backwages. That will be considered when the writ petition

itself is taken up for hearing.

2 Accordingly, there is no merit in the civil application. The civil application is dismissed.

3 At the joint request of learned Counsel for both parties, hearing of the petition is expedited.

(S.C. GUPTE, J.)