ITEM NO.12 COURT NO.12 SECTION XVI

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

Petition(s) for Special Leave to Appeal (C) No(s). 23242/2023

[Arising out of impugned judgment and order dated 28-06-2023 in APOT No. 195/2022 passed by the High Court at Calcutta]

CALCUTTA DOCK LABOUR BOARD & ORS. Petitioner(s)

VERSUS

TARUN KUMAR MAZUMDAR & ORS. Respondent(s)

IA No. 111131/2025 - PERMISSION TO FILE ADDL.DOCS./FACTS/ANNEXURES,
IA No. 70780/2024 - PERMISSION TO FILE ADDL.DOCS./FACTS/ANNEXURES,
IA No. 214467/2023 - PERMISSION TO FILE ADDL.DOCS./FACTS/ANNEXURES,
IA No. 212425/2023 - PERMISSION TO FILE ADDL.DOCS./FACTS/ANNEXURES

Date : 17-11-2026 This matter was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE K.V. VISWANATHAN
HON'BLE MR. JUSTICE ARUN PALLI

For Petitioner(s) Mr. Akshat Jain, Adv.
Mr. Sidharth Sethi, AOR
Mr. Shikhar Verma, Adv.
Mr. Harshvardhan Singh, Adv.
Ms. Shivangi Pathak, Adv.

For Respondent(s) Mr. Partha Sil, AOR
Mr. Utkarsh Dwivedi, Adv.
Mr. Srijit Datta, Adv.

Mr. K M Nataraj, A.S.G. (NP)
Mr. Anuj Srinivas Udapa, Adv.
Mr. Sharath Nambiar, Adv.
Mr. Shashwat Parihar, Adv.
Mr. Purnendu Bajpai, Adv.
Mr. Varun Chugh, Adv.
Mr. Amrish Kumar- 2986, AOR
Dr. Arun Kumar Yadav, Adv.

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

Signature Not Verified
Digitally signed by NIRMALA NEGI
Date: 2026.11.18 14:52:17 IST
Reason:

1. Heard Mr. Akshat Jain, learned counsel for the petitioner(s), Mr. Partha Sil, learned counsel for the respondent(s)-employees and Mr. Sharath Nambiar, learned

counsel appearing for the Union of India and Ministry of Shipping-respondent nos.8 & 9.

2. In the impugned order, the Division Bench of the High Court has recorded the following directions:-

> ***"In the backdrop of the above discussions, this Court finds that the issue of conferment of notional benefits with effect from 26th February, 1996 following the resolution of the Board dated 21st February, 1990 is in the nature of a policy decision and requires to be approved by the Ministry/Government in terms of the 1948 Regulations. Accordingly, let there be a direction upon the Secretary, Ministry of Shipping to take steps upon consultation with the essential stakeholders, including the writ petitioners and pass a reasoned order which shall be communicated to the stakeholders/the concerned parties."***

3. We enquired from the learned counsel for respondent nos.8 & 9 that whether any reasoned order has been passed? Learned counsel drew attention to the affidavit filed by respondent nos.8 & 9 in this Court dated 17.03.2025. In the said affidavit, apart from stating that upgradation will require the approval of the Ministry/Government, there is no indication as to whether pursuant to the directions of the Division Bench of the High Court any order was made and communicated.

4. That being the position, before proceeding further with the matter, we direct respondent nos.8 & 9 to comply with the directions of the Division Bench of the High Court as extracted hereinabove and pass an order within a period of two months from today.

5. Let the order be placed on record with an affidavit by the respondent nos.8 & 9 within two months from today.

6. List this matter on 16th February, 2027.

7. Interim order to continue till the next date of hearing.

(NIRMALA NEGI)
ASTT. REGISTRAR-cum-PS

(NIKITA SINGH)
COURT MASTER (NSH)