

**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

**Civil Appeal Nos. _____ of 2026
(@Petition(s) for Special Leave to Appeal (C) No(s). 38381-
38382/2025)**

**INSTITUTE FOR STEEL DEVELOPMENT AND GROWTH
(INSDAG) & ANR.**

Appellant(s)

VERSUS

ASIM KUMAR SAMANTA & ORS.

Respondent(s)

O R D E R

1. Leave granted.
2. These appeals are arising out of the order(s) passed by the High Court allowing the respondent(s)' appeal(s) and granting a temporary injunction in his favour restraining the appellants, their agents, servants, or any other person acting on their behalf, from continuing with the disciplinary proceedings against the respondent(s)-plaintiff(s), Asim Kumar Samanta including any further steps by the newly appointed Inquiry Officer, Suranjan Kundu, as of today, or from the stage it has reached immediately before its conclusion, if concluded in the meantime, whichever is applicable, until the final disposal of Title Suit No.196 of 2025.
3. It has further been directed by the High Court that in the event, the respondent(s)-plaintiff(s) has been terminated in the meantime, as a result of the disciplinary proceeding being decided against them, such order of

termination shall remain stayed till the disposal of the suit and shall also be subject to the final outcome of the suit.

4. Admittedly, much before the present impugned order(s) were passed by the High Court, the respondent(s)-plaintiff(s) stood terminated by an order dated 29th May, 2025.

5. This Court by an order dated 09.01.2026 had granted interim order staying the operation of para 40 of the impugned order of the High Court under which the termination order has been stayed.

6. Upon hearing learned counsel for the parties, we dispose of the appeals directing the trial court to decide respondent(s)-plaintiff(s)' suit on its own merits within a period of six months from today without being influenced by any observation made by any order passed by the trial court while deciding for temporary injunction or by the High Court in the impugned order or our present order.

7. It is made clear that the order of termination shall remain subject to the outcome of the suit. If the respondent(s)-plaintiff(s)' suit is decreed, the same shall have its effect on all consequential benefits which the plaintiff(s) would have been entitled on the date of their termination and thereafter, till they were in service.

8. In view of the above, para 40 of the impugned order

is modified to the extent indicated above. Accordingly, the Civil Appeals are disposed of.

9. All contentions shall remain open for the parties to be agitated during trial of the subject suit.

10. Pending application(s), if any, shall also stand disposed of.

.....
[PRASHANT KUMAR MISHRA]

.....
[SHREE CHANDRASHEKHAR]

NEW DELHI;
OCTOBER 13, 2026.

ITEM NO.13

COURT NO.11

SECTION XVI

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). 38381-38382/2025

[Arising out of impugned final judgment and order dated 10-07-2025 in FMAT No. 59/2025 & 11-08-2025 in RVW No. 241/2025 passed by the High Court at Calcutta]

INSTITUTE FOR STEEL DEVELOPMENT AND GROWTH
(INSDAG) & ANR.

Petitioner(s)

VERSUS

ASIM KUMAR SAMANTA & ORS.

Respondent(s)

IA No. 308454/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 13-10-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA
HON'BLE MR. JUSTICE SHREE CHANDRASHEKHAR

For Petitioner(s) : Ms. Mohini Priya, AOR
Mr. Shiv Shanker Banerjee, Adv.
Ms. Sayesha Gambhir, Adv.
Mr. Ankur Sinha, Adv.

For Respondent(s) : Ms. Shalini Kaul, AOR
Mr. Snehasish Mukherjee, Adv.
Mr. Rohit Dutta, Adv.
Mr. Prabhat Kumar Sriwastava, Adv.
Ms. Priyata Chakraborty, Adv.

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

1. Leave granted.
2. The appeals are disposed of in terms of the Signed Order placed on the file.

3. Pending application(s), if any, shall stand disposed of.

(VARSHA)
SR. PERSONAL ASTT.

(ANU BHALLA)
COURT MASTER (NSH)