

Resumed on S.A.

64) My name is Sumati Maruti Chaskar, aged 52 years, residing at Sanpada, Vashi. I have filed my examination in chief by way of affidavit at Exh.U-47. I have not gone through the affidavit in chief filed on record at Exh.U-47. I have nothing to say more besides my examination in chief by way of affidavit filed at Exh.U-47.

Further examination in chief on behalf of second party by Advocate Smt. Vidula Patil:-

65) Now I again say I have gone through the affidavit in chief filed on record. I say that in my affidavit in chief it is mentioned in respect of five demands raised by the second party union. Now I am shown list of documents at Exh.U-50 (page nos. 1 to 72). I say that these are the xerox copies of authority given by the nurses in support of their demands. I say that the original copy of authority is with the second party union. At page no. 2 at sr. no. 11 bears my name and signature. I am ready to produce the original authority letter given by the nurses before the court on next date.

66) Now I am shown list of documents at Exh.U-51. At sr. no. 1 is the copy of ad-interim order passed below Exh.U-2 in C(ULP)No.340/2019. It is xerox certified copy which is at Exh.U-52 for identification. Document at sr. no. 2 is the copy of minutes of meeting held on 25.09.2018. It does not bear my signature. At page no. 11 is the copy of minutes of meeting dated 17.12.2019. The minutes are signed by Executive Health Officer of first party corporation which is at Article-A.

67) Now I am shown list of documents at Exh.U-44 (page no. 1 to 119). At sr. no. 1 is the copy of circular dated 23.10.2023 issued by first party corporation which is at Exh.U-53. At sr. no. 2 is the xerox

copy of report of Ramnath Jha Committee received under RTI. It is correct to say that the copy of letter along which the Ramnath Jha Committee report was supplied to the second party union is not placed on record. The report is at Exh.U-54.

68) Now I am shown document with list Exh.U-39 (page no. 1 to 26). At page no. 1 to 9 is the computerized list of membership for the year 2017. At page no. 10 to 26 is the computerized list of membership for the year 2023. I say that the list bears my name which is at Exh.U-55 for identification. I say that the document at Exh.U-39 (page nos. 1 to 26) the list is forwarded by BMC.

Cross-examination on behalf of first party by Advocate Shri. B.D. Birjadar:-

69) I say that today I am working as staff nurse at Pandit Madan Mohan Malviya Govandi Shatabdi Hospital. I say that I had joined the service as nurse since 1994 at Bharadawadi De-addiction Centre, Andheri of first party corporation. It is correct to say that I have not produced the copy of appointment letter before the court. It is correct to say that my appointment was on adhoc basis. It is correct to say that the nurses whose names are mentioned in the list are not working with me at one place and they are working at different hospitals of BMC in Mumbai. It is correct to say that I have not seen the appointment orders of all the nurses. I say that I received confirmation letter from first party corporation on 01.03.1997. I say that I have not seen the record regarding remaining nurses got confirmed in the employment.

As court time is over, cross-examination is deferred till next date.

R.O.A.C.

Date: 27.03.2024

(M. R. Kumbhar)
Member
Industrial Court, Mumbai.