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Ref.(IT)No. 32/2017 (O)
CNR No. MHIC01-000675-2017

IN THE INDUSTRIAL TRIBUNAL MAHARASHTRA AT MUMBAI

REFERENCE (IT) NO. 32 OF 2017

BETWEEN

M/s. Sandoz Pvt. Ltd. & Anr.

...First Parties.

AND

Bharatiya Kamgar Karmachari Mahasangh

...Second Party.

CORAM: M. R. KUMBHAR, PRESIDING OFFICER.

Appearances: Shri. Satish Hegde, Advocate for First Parties.
Smt. Jignasa Pandya, Advocate for Second Party.

ORDER BELOW EX.C-2

(Dated: 03.01.2025)

- 1) Read application filed by first party on 22.12.2017. No say filed by second party till date.
- 2) By this application, first party prayed to reject the reference as being barred by provisions of Section 59 of the M R T U & P U L P Act and for lack of territorial jurisdiction, the reference is not maintainable.
- 3) Heard Shri. Satish Hegde, Ld. Advocate for the first party. He submitted in detail as per the pleading taken in **Ex. C-2**. However, since 22.12.2017, second party miserably failed to file reply and to take positive steps to proceed with the matter. It appears that second party and its Ld. Advocate is not interested in

the proceeding. Therefore, the objections raised by first party has some substance. Therefore, preliminary issues need to be framed.

4) With this, I proceed to pass the following order.

ORDER

- 1) Whether the reference is barred by provisions of Section 59 of the M R T U & P U L P Act?
- 2) Whether second party proves that this tribunal has territorial jurisdiction to try and entertain the reference?

Dated: 03.01.2025.

(M. R. KUMBHAR)
Presiding Officer
Industrial Tribunal, Mumbai.

ams/-