

BEFORE THE MEMBER, INDUSTRIAL COURT NO.02, KOLHAPUR**COMPLAINT (U.L.P) NO.32/2022.****ORDER BELOW EXH.U-11A**
(Passed on this 17th day of June, 2025)

- 1) This application is filed by complainant praying to mark the documents as exhibit filed with list Exh.U-08 and Exh.U-11.
- 2) Perused application, reply and relevant documents. Heard argument of both sides.
- 3) In present application complainant seeks to mark as exhibit the application dated 12/10/2021 given by him for payment of gratuity and his resignation letter dated 05/07/2021. The learned Counsel of respondent objected complainant's prayer saying that he has already adduced his evidence on preliminary issue and during that evidence said documents have not been proved as per provisions of Evidence Act. So he requested to reject application.
- 4) It is pertinent to mention that at this juncture, complainant is giving evidence pertaining to preliminary issue regarding territorial jurisdiction. Complainant filed his affidavit in lieu of chief examination at Exh.U-01. In said affidavit there is clear reference of his resignation letter

dated 05/07/2021. Not only that the letter given by respondent to complainant at Exh.U-09 acknowledges resignation letter of complainant. Considering this aspect, the resignation letter filed with Exh.U-11 ought to have been exhibited, but inadvertently it left to be exhibited. Therefore, I am of the opinion that the resignation letter of complainant dated 05/07/2021 can be marked as exhibit. So far as letter filed with list Exh.U-11 is concerned, the Counsel of respondent has given his no objection to mark said document as exhibit.

5) Keeping in mind above discussion, the documents filed by complainant with list Exh.U-08 and Exh.U-11 can be exhibited. Hence, following order is passed.

O R D E R

- 1) Application is allowed.
- 2) Documents filed by complainant alongwith list Exh.U-08 and Exh.U-11 are marked as exhibit and read in evidence.
- 3) No order as to cost.

Kolhapur.
Date :- 17/06/2025.

Sd/-.
(V. P. Adone)
Member,
Industrial Court No.02, Kolhapur.