

**Resumed on S.A.****Further Cross examination by Adv. Miss. S. V. Thorat for Opponents.**

32. I am not aware whether notice C-18 or C-19 is generated through online mode and whether it contains digital signature or not. It is correct to say that unless such notices are served through RPAD, containing signature of authorized officer of respondent corporation, no action is taken upon the same. It is correct to say that when notice C-19 was generated on 20.1.2020, no adverse action in pursuance thereof was taken against the applicant. It is correct to say that communication C-19 filed vide Exh.4/5 dtd. 20.8.2020 contains signature of the concerned authority. It is correct to say that said communication C-19 was issued in pursuance of contention of opponent corporation that for the period May 2017 to July 2018 contribution was paid @4% instead of alleged 6.5%. It is correct to say that for the month of July 2019 mentioned in said C-19 dtd. 20.8.2020, the applicant remitted contribution @6.5%. I am not aware whether contribution remitted for July 2019 has been deducted while issuing prohibitory order dtd. 21.10.2020 filed at Exh.4/11.

33. It is correct to say that the applicant is registered under the Factories Act. Now I am shown document filed at Exh. 27/2. It is regarding change of address of applicant firm. I am also shown authority letter filed with list Exh.29/1. I am also shown correspondence filed with list Exh.4. It is correct to say that the registered address mentioned therein belongs to Kolhapur city.

.. 16 ..

The witness submits that the address is for correspondence only. It is not correct to say that I have stated false that the said address is merely for correspondence only. Now I am shown document Exh. 27/2. Copy of certification of registration of the applicant firm is filed . I am unable to tell without verification from official records whether address of additional place of business mentioned in column no. 5 exists w.e.f. 13.2.2009 or not. I shall also make a statement after verification whether certificate of registration was issued on 1.4.2006.

At this juncture, the cross examination is deferred.

R.O.A.C.

Kolhapur.

( S. S. Khandekar)  
Member,

Date :- 02.08.2024

Industrial Court No. 1, Kolhapur.