

ORDER BELOW EXH. U-44 IN Reference (IT) No.04/2016

1) The applicant Shri Irfan Ilaie Shaikh (second party) has filed this application, requesting to delete his name from the reference as he has settled dispute with the company amicably.

According to him, he became member of Shivkranti Kamgar Sanghatana due to misconception. Now, he has resigned the membership of union. Hence, he does not wish to prosecute the reference. He prays, his name be deleted from the reference.

2) First party has given "No objection" to delete his name as prayed.

3) The second party (union) has filed say and objected the same, saying that, application is not tenable. He has no locus-standi to withdraw his name from the reference. Applicant has filed an application with collusion of first party. First party is trying to harass and victimize the members of union by playing various tactics. Even during pendency of this proceeding, some members of the union have been transferred malafidely. Hence, application may be rejected.

- 4) Heard argument. Perused record.
- 5) It appears that name of the applicant does not appear in Exh.O-1. In short, when the reference has been forwarded by the Government Officer to the court, name of the applicant does not appear. If applicant is not party to the reference, obviously, his application would not be tenable. Hence, following order.

ORDER

Application stands rejected.

Date: 26/03/2021.

SATARA

(C.S.Datir)
Member

Industrial Court, Satara.