

IN THE COURT OF INDUSTRIAL COURT, MAH., AT PUNE

Application (MRTU) No.02 Of 2023

	Maharashtra Rajya Rashtriya Kamgar Sangh	..Applicant
	V/s	
	M/s Exide Industries Ltd.	..Respondent

Order Below Ex.UA-2
(Date : 9th January 2026)

This is an application filed by third party applicant "Excide Parivartan Kamgar Sanghatna" for impleading it to the present proceeding as respondent No.2. According to third party Union it has majority of membership in the respondent company. Many members have resigned from the applicant union and became members of third party applicant union and third party applicant union is holding 100% membership. In the changed circumstances, the application filed by the applicant union is not tenable. Besides the third party applicant is necessary party hence prayed to implead it in the present proceeding.

2. The applicant Union has resisted this application by filing Say at **Ex.U-8**. It is contended that the application is false and misconceived and legally untenable. It is contended that the application has been filed u/s. 11 of the MRTU & PULP Act, 1971 and due publication of notice was made. However, the third party applicant or any member did not object the application and thus application is made much after the filing of the recognition application. Hence liable to be

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rejected. Furthermore, is the contention of the applicant that this impleadment application is filed to delay the proceeding and to create obstacles in the process of recognition. Hence it is prayed to rejection the application

3. The non application company has resisted the application by stating that the contents of application are false and baseless, hence prayed to reject the application.

4. On going through the application and say and upon hearing the arguments of the parties, it can be seen that any rival union or even a member or any employee can object grant of recognition to any specific union. It is only after the applicant union establishes necessary ingredients as requires u/s 11 of the MRTU & PULP Act, 1971 would be entitled to recognition as prayed. Therefore, this aspect is required to be decided on it's own merit by affording opportunity to all the interested parties. Hence I think it proper to allow the application. Resultantly, the following order is passed.

Order

- (i) Application at **Ex.UA-2** stands allowed.
- (ii) The applicant union is directed to implead the "Exide Parivartan Kamgar Sanghatana" as party respondent No.2 to the present proceeding by making necessary amendment forthwith and to file amended application on or before next date.

Pune.

Date : 9th January 2026.

(D.M. Patil)
Member
Industrial Court, Pune

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