

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

**Reference (IT) No.32 Of 2021**

Armed Forces Medical College	..First Party
And	
Maharashtra Rajya Audyogik (Utpadan Va Sesa) Kamgar Sanghatna, Pune	..Second Party

**Order Below Ex.C-1**  
(Date : 6<sup>th</sup> February 2026)

Perused application and say. I have gone through the record. This application is filed praying therein to recall the order to proceed ex-parte against the First Party dt.17/03/2023. The application is resisted by the Second Party stating that there are no justifiable grounds for not remaining present from 2021 to 2025 in the present proceeding. Hence the application be rejected.

2. Application is supported by affidavit at Ex.C-2 in which it is stated that the First Party appeared in the Industrial Court in Comp. (ULP) No.14/2026 and then only it has come to knowledge about the pendency of the present Reference (IT) No.32/2021. Thereafter certified copies of the present proceedings are taken and then this application is filed.

3. On perusal of record it appears that notices were sent to the parties. The Second Party appeared in the matter and filed Statement of Claim. However, thereafter the First Party did not appear in the matter. Lastly on 17/03/2023 order to proceed ex-parte against First

Party was passed. Vide bailiff report at Ex.O-6 the notice was served upon the First Party. Now by filing this application the First Party claimed that it has no knowledge about the proceeding.

4. Be that as it may, now the First Party has appeared in the matter and bonafidely wanted to contest the reference. Under such circumstances, it would be appropriate to allow the application and to set aside the ex-parte order passed on Ex.O-1 dt.17/03/2023 but subject to appropriate cost. Hence the following order.

### **Order**

- (i) The application stands allowed.
- (ii) Order to proceed ex-parte against the First Party dt.17/03/2023 is hereby set aside subject to cost of Rs.1000/- to be paid to the Government within period of 15 days from today.
- (iii) The First Party is directed to comply this order and to file Written Statement on the Statement of Claim filed by Second Party at Ex.U-2 in the matter on next date.

Pune.

Date : 6<sup>th</sup> February 2026.

(D.M. Patil)  
Presiding Officer,  
Industrial Tribunal, Pune