

BEFORE THE INDUSTRIAL COURT AT AURANGABAD
(Presided over by S.D. Suryawanshi, Member)

COMPLAINT (ULP) No.4/2024
MHIC-2000009-2024

Siemens Workers' Union
04, Yash Ashoka CHS, Sudarshan Colony,
Kopri, Thane (East) - 400603

.....Complainant.

Through : Its Joint Secretary
Vs.

[1] M/s. Siemens Ltd.
Plot no.E-76
MIDC Waluj, Aurangabad
& Others

...Respondents

O R D E R BELOW EXH.U-55

[Dated 12/11/2025]

1] Under the signature of employee whose name is mentioned in Annexure-A to the complaint has made present application and prayed to delete his name from present proceeding submitting that, he has resigned from the membership of complainant Union on 02-08-2025. Therefore he has no grievance or claim against the respondents. Hence he does not intend to prosecute the complaint.

2] The respondent has given no objection to delete the name of concerned employee.

3] As far as complainant-Union is concerned, it has filed say at Exh.U-66 and objected deletion of name of concerned employee submitting that, the applicant is not a complainant nor respondent but name of applicant is mentioned in Annexure-A to the complaint. Therefore,

applicant is not having locus to engage Advocate or to file present application. Also Advocate Mundada has not taken no objection of the Advocate on record. Hence Advocate Mundada or applicant has no locus standi to file present application or pray to withdraw his name from the complaint. Hence it is prayed that, application may kindly be rejected.

4] Heard Ld. Advocates for the respective parties and gone through the contents of the application and say filed by complainant and respondent. As far as respondent is concerned, it has given no objection. As far as say given by complainant is concerned, it appears that, the complainant has challenged locus standi of applicant and Advocate Mundada on the ground that, the applicant is not complainant therefore he has no right to move application for deletion of his name. Further Advocate Mundada has not taken no objection from the complainant's Advocate. Hence it is prayed that, application may kindly be rejected.

5] If perused the complaint it appears that, the present complaint filed by Union itself for the benefit of member-employees whose names are mentioned in Annexure-A. But applicant himself has submitted that, he has resigned from the membership of complainant-Union on 02/08/2025 and also he has no grievance or claim against the respondent. If concerned employee is not interested to prosecute the matter for his benefit this Court is not supposed to compel the applicant. The objection raised by complainant is not legal or proper. Therefore if name of applicant is deleted from present proceeding the complainant would not suffer any irreparable loss. Hence with above observations this Court proceed to pass following Order:

ORDER

1.	The application Exh.U-55 is allowed.
2.	The name of applicant at No.9 of Annexure-A to the complaint is deleted.

sd/-

[S. D. Suryawanshi]

Member,

Industrial Court, Aurangabad.

Date :12-11-2025

Aurangabad.

Kad/-