

CROSS EXAMINATION BY ADVOCATE SHRI RAGHORTE
FOR RESPONDENT NO.1 :

8] I got authority letter to file this complaint. I have authority to give evidence in this case. I have filed both the authorities on the record. Now court record is given to the witness. After going through the case record now I say I have no authority to give evidence in this case. I am not employee of respondent no.1. It is true I am not elected representative of Union. It is true there is no relationship of employee and employer between me and respondent no.1.

9] Now letter dated 08.12.2022 shown to me. This letter is given by Union to Management. It is true that this letter is regarding cancellation of my authority. Letter is marked as **Exh.C-19**. It is not true my authority is withdrawn from this case on 08.12.2022. It is true letter bears signature of elected representatives of the Union. I have not made any complaint to Labour Commissioner for withdrawal of my authority. After

08.12.2022 I have no other letter to show that I have authority to proceed with this case.

10] It is true I have filed case against Maheshwari Solvent. It is not true I am habitual to complaint cases against various companies and establishments. It is true this complaint is not filed by elected representatives of the Union. It is true as per BIR Act there is election after every two years of representatives of the Union. I have not participated in any election including respondent company.

11] I am not aware that respondent company has authority to engage contract labours. I am not aware that Disha and Aniket Labour Contractor are attached with respondent company. It is not true Labour Contractor is paying salary to its employee. It is true Disha and Aniket Agencies are party respondent in this complaint. I had not seen nor aware that labour contractor is paying premium/contribution against provident funds of the employees.

12] It is true respondent is an Engineering Company. It is not true I am doing business of filing cases against companies.

Que. : You may file this complaint through Union also?

Ans. : Union has not filed therefore I filed it.

13] The Union of employees was intending to have exploitation of the employees therefore, Union has not filed case and I have filed the same.

Court time over. Hence, cross is deferred till next date.

Sd/-

Place : Bhandara.
Dated : 15.02.2024.

(Atul K. Shah)
Member,
Industrial Court, Bhandara.