

CROSS EXAMINATION OF THE WITNESS RESUMED ON
OATH BY ADVOCATE SHRI RAGHORTE FOR
RESPONDENT NO.1 :

14] It is not true the employees working through contractor of whose medical check up has to be conducted by principal employer. Now the document no.4 filed alongwith list Exh.U-3 is shown to me. Said document is filed by me. It is a medical examination report of the employees conducted by Principal employer. It is marked as **Exh.U-23**. Now medical examination report of Suraj Dube shown to me. It is also filed by me. It is marked as **Exh.U-24**.

15] I do not know exact rate of minimum wages. It is not true the name of employees mentioned in Annexure "A" are not the complainants in this case. Complaint is filed through Advisor of the Union. It is true to say that honorary members are to be selected by elected members of the Union. The members of Union are to be elected under the provisions of the Shramik Sangh Adhinyam, 1926. I am not elected member of the Union. It is true my appointment is cancelled by Resolution of the Union. It is true 5 elected members

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of the Union signed said resolution. It is not true when I have filed this complaint at that time my authority was cancelled by Union. I have filed my evidence on 13.1.2023. It is true my authority was cancelled by resolution of Union on 08.12.2022.

16] It is true contractor used to deposit wages in the bank accounts of the employees. I do not know the meaning of KYC. I do not know whether KYC is necessary for depositing wages in the account of employees. It is not true Mr. A. A. Kedikar is employee of contractor. It is not true on 23.3.2024 Labour Contractor gave letter to Mr. A. A. Kedikar for immediately joining his duties. It is not true same letter has been given to Mr. Shridhar Bhojar. It is not true similar letter was given to Mr. Chopkar. It is true the names of employees mentioned in Annexure "A" their names are not in election list. Now document no.5 filed alongwith list at Exh.C-20 shown to me. It is list of voter employees. It is a list of 151 employees. List is correct. It is marked as **Exh.C-21**. It is not true contractor employees are not participating in election of the Union. It is not true I have filed false case to pressurize principal employer to extract unlawful money from him. It is not true I am always engage in blackmailing and extortion the principal employer. It is not true therefore, I have not filed case in the name of employees.

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CROSS EXAMINATION BY ADVOCATE SHRI S. G. CHOPKAR FOR RESPONDENT NO.2 AND 3 :

17] I do not know respondent no.1 used to give work on contract basis. I have filed document to show that the employees mentioned in Annexure "A" are the members of the Union. After going through the case record I say that I have not filed any such document. Now document no.6 filed alongwith list Exh.C-10 shown to me. It is true the signatures of employees on Annexure "A" and document no.6 are not tallied with each other. The employees have not raised any objection as to how wages are going to be deposited in to their accounts by the contractor. It is not true respondent no. 3 used to make payment of wages to the employees no.1 to 8 of Annexure "A". It is not true document no.6 of Exh.C-10 is pertaining to payment of said wages.

18] I am not aware about details of bank accounts of employees in Annexure "A". It is not true respondent no.2 made payment of wages to the employees no.9 to 27 of Annexure "A". It is not true document no.2 of list Exh.C-14 is pertaining to said

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payment of wages. It is not true respondent no.2 and 3 used to pay P. F. premium and chalans of ESIC of the employees mentioned in Annexure "A". I do not know whether at any point of time employees raised objection as to why respondent no.2 and 3 are making payment of P. F. subscriptions and chalans of ESIC. It is true I have filed various other like cases. I have my own house at Nagpur. It is not true market value of my house is more than one crore. It is not true employees no.1 to 27 of Annexure "A" are the employees of respondent no.2 and 3 and I have filed false case against respondent no.1.

Cross-examination : Over.

Re-examination : Nil.

R. O. A. C.

Sd.-

Place : Bhandara.
Dated : 12.07.2024.

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