

Exh.O-6

THE INDUSTRIAL COURT (MAHARASHTRA)
(BHANDARA BENCH), BHANDARA.

Complaint (ULP) No. 73 of 2019
(CNR NO.MHIC36-000129-2019)

Israil s/o Sharif Pathan

..... versus

State of Maharashtra, through its Secretary
agar Vikas Mantralaya, Mumbai + 2

ORDER BELOW EXH.U-5
(Passed on 5th July, 2022)

This is an application by complainant for setting aside "no evidence" order dated 22.03.2022 and permission to give evidence.

2] According to the complainant, he was absent on 22.03.2022 and therefore, Court has passed the aforesaid order, now he is ready to lead his evidence and thus, prayed for permission.

3] Respondents have strongly objected the application contending that application is lacking of the reasons as to why on 22.03.2022 complainant was absent and thus, submitted for rejection

of the application.

4] Heard both sides.

5] In order to have a decision of case on merit permission need to be granted as the respondents have an opportunity to cross-examine the complainant. No doubt, delay has been caused in giving evidence, at the most, delay can be compensated by imposing some reasonable costs. Hence, following order.

ORDER

- i] Application is allowed.
- ii] "No evidence" Order dated 22.03.2022 is hereby called back.
- iii] Complainant to give affidavit of his evidence today itself subject to costs of Rs.200/-.

Bhandara.

Dated: 05.07.2022

(Atul K. Shah)

Member

Industrial Court, Bhandara.