

: ORDER BELOW EXH. U-5 :

1. Post demise of second party his legal heirs approached this court and preferred this application for bringing them on record with permission to pursue the matter hereinafter. According to them, they are the legal heirs and entitle to proceed with the claim made by the second party workman. They are ready to attend the court on each and every date. To continue with reference, the presence of legal heirs is just and necessary. On all these counts, the applicant crave leave for bringing them on record and confer reliefs as prayed.

2. The first party resisted application and denied all contents *in toto*. According to them the legal heirs cannot be brought on record. The application is not within limitation. The legal heirs are not entitle for any reliefs. At the end they request for rejection of application *in limine*.

3. In the light of rival submissions I have gone through entire proceeding minutely. Having scanned speaking mandate of Industrial Disputes Act the legal heirs of deceased workman can very well proceed with the reference and such issue is no more is in question.

Therefore, the applicants legal heirs can very well proceed with the reference. Their legal status being heirs of deceased second party is not in dispute. Therefore, I believe there is substance in the application and it deserves to be allowed.

4. To suffice justice I pass following order;

: ORDER :

1. Application is allowed

2. Legal heirs of second party i.e. applicant are permitted to bring on record and inform the State Government accordingly.

Date :- 04.07.2018

Kolhapur.

(Amit A. Laulkar)
Presiding Officer,
Labour Court No.II,Kolhapur.