

ORDER BELOW EXH.C-10 IN COMPLAINT(ULP) NO.15/2023
(Dated:- 28/03/2025)

1. Respondents have filed present application for setting aside 'No Cross' order passed against them on 05/07/2024. It is stated that Respondents being Government department required information from the different departments and offices. The learned advocate of the Respondents was unable to conduct cross-examination due to lack of information. It is stated that there is no deliberate delay in conducting cross-examination. It is prayed that application be allowed and 'No cross' order passed against them be set aside. Complainant filed reply overleaf. It is stated that Respondents have deliberately with intention to prolong the matter not conducted cross. It is clear intention of the Respondents to keep Complainant away from the entitlement of right. Application is not supported with affidavit.

2. Before assessing reasons assigned by Respondents, I would like to refer the record of the proceeding. Complainant filed his evidence on 01/03/2024. However, Respondents not conducted cross-examination and sought several adjournments. Lastly, on 05/07/2024 this Court passed no cross order against them. The reason assigned by the Respondents are seems to be satisfactory and justified. To decide the matter on merit, cross-examination of the party or witness is necessary. Considering the dispute between the parties it is necessary to allow application and set aside 'No Cross' order passed against Respondents. In the interest of justice following order is passed.

ORDER

1. Application is allowed.

2. 'No Cross' order passed against the Respondents is set aside.
3. Respondents are is directed to conduct cross of Complainant on next date without fail.

Date : 28/03/2025
Kolhapur.

(K. B. Kamgauda)
Judge,
Second Labour Court, Kolhapur.