

:- ORDER BELOW EXH.C-4 IN COMPLAINT (ULP) NO.26/2022 :-
(Dated:- 23/09/2024)

1. Respondent has filed present application for setting aside 'No W.S.' order passed against it on 24/08/2022. It is stated that Respondent is a registered co-operative society. Being society sought clarification from various departments. Due to such awaiting information from the various departments Respondent could not prepared its written statement within time. It is prayed that application be allowed and 'No W.S.' order passed against it be set aside. Applicant filed reply overleaf. Respondent deliberately with intention to prolong the matter not filed written statement. It is clear intention of the Respondent to keep Complainant away from the entitlement of right.

2. Before assessing reasons assigned by Respondent, I would like to refer the record of the proceeding. Notice of the proceeding was served on the Respondent on 28/03/2022. After that Respondent appeared and failed to file its written statement within time. This is complaint of alleged unfair labour practices. In this background, it is necessary to have written statement of Respondent. To decide complaint on merit it is necessary to extend an opportunity to file written statement. Along with application written statement is annexed. After perusal of record it reveals inordinate delay of more than two years on the part of Respondent. For causing such delay some cost may be imposed on Respondent. Considering the dispute between the parties it is necessary to allow application and set aside 'No W.S.' order passed against Respondent. In the interest of justice following order is passed.

ORDER

1. Application is allowed subject to cost of Rs. 500/-.
2. 'No W.S.' order passed against the Respondent is set aside.
3. Cost be deposited in the Court.

Date : 23/09/2024
Kolhapur.

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