

BEFORE THE JUDGE, LABOUR COURT, SANGLI.

(Presiding Officer Mr. Saifuddin B. Shaikh)

Complaint (ULP) No.09/2011

SCNR No. MHLC-1000-0093-2011

Shri. Vishwas Ananda Koli, .. Complainant.
R/o. Galli No.17, Near Dr. Shaikh,
Jaysingpur, Tal. Shirol, Dist. Kolhapur.

Vs.

Vasantdada Shetkari Sahakari Sakhar .. Respondent.
Karkhana Ltd., Sangli,
Madhavnagar 416 416
(Through The Managing Director)

ORDER BELOW EXH.C-33

(Delivered on 11th April 2023)

1) Read application and say filed by Complainant. By way of present application Respondent Karkhana requested to issue the witness summons to its retired employee namely Shri. Prakash Madhukar Patil. The Complainant resisted the said application by filing his say overleaf of the application itself and raised certain grounds for rejection of application.

2) Heard both the sides at length. Perused the record and proceedings. Complainant come with the stand of delay and not mentioning the purpose or relevance of examining witness etc. Record shows that, both parties are liable to be caused delay in

the present proceeding and for same one party can not be blamed. The nature of complaint is of unfair labour practices alleged to be played by Respondent Karkhana, thus, in my view application can not be rejected only being purpose or relevance is not mentioned in application. The complainant has also raised ground of non furnishing witness list by the Respondent Karkhana. The preset matter is quite old and is pending since last more than 12 years. Therefore, the Respondent Karkhana is requires to be directed to furnish the list of witnesses to whom he intending to examine in the present matter. Hence, considering the nature of dispute involved in the present complaint and in the interest of natural justice and so as to just decision of case on merits, I am inclined to allow the present application and to issue the summons to witness requested by Respondent Karkhana. Hence, I pass following order.

:- ORDER :-

- 1) Application is allowed.
- 2) Issue witness summons to the witness Prakash Madhukar Patil and for that Respondent Karkhana shall pay the necessary process fee and deposit or pay Witness Bhatta on the date of recording

evidence of witness.

- 3) Respondent Karkhana shall furnished the list of witnesses and its relevance in any case till next date i.e. 25/04/2023.
- 4) Both parties to take note of this order.

Sangli.

(Saifuddin B. Shaikh)

Judge

Labour Court, Sangli.

Date : 11/04/2023

RSK/-