

**BEFORE SAIFUDDIN B. SHAIKH, COMMISSIONER UNDER
EMPLOYEES' COMPENSATION & JUDGE, LABOUR COURT, SANGLI.**

Application (E.C.) No. 48/A-17/2024
CNR No. MHLC100004632024

Kasturi Foundry Pvt. Ltd.

Ashta, Tal. Walva, Dist. Sangli.

.. Applicant

Versus

Nihal Nazim Sayyad

A/p. Misalwadi, Vilasrao Shinde Nagar,
Ashta, Dist. Sangli.

.. Opponent

ORDER BELOW EXH. C-1

(Passed on : 18/03/2025)

1. From perusal of record it appears that, the present matter is posted on appearance of insurance company and injured employee. Today injured employee appeared before the court through his counsel Smt. Nyalkalkar. Depositor employer is represented through one of his employee Amarsingh Rajput. He is also directed to submit xerox copy of identity card forthwith. Legal representative of company Advocate Shri. Vaze is absent when called out.

2. Record shows that, despite service of notice of this court to the insurance company on 02/01/2025 vide Exh. O-5, they are absent and failed to appear before this court. Hence, matter is proceeded ex-parte against the insurance company.

3. Record further discloses that depositor employer has annexed the xerox copy of medical certificate issued by one Dr. Sujay

Kabade R/o. Village Ashta, Tal. Walva, Dist. Sangli. Therefore, the original certificate is required to be verified and as such depositor employer as well employee is directed to furnish the original copy of said certificate on the record of this court without fail till next date whoever is having possession of said certificate.

4. Record further discloses that, despite specific direction of this court vide order dtd. 17/12/2024 depositor employer has not submitted the wages record of last 12 months preceding to the date of accident of the injured employee. Upon oral enquiry of the employee present before the court in presence of his counsel and representative of the company, he states that, he is serving in the said company since last 6 years and getting wages through his account maintained with Apna bank, Branch Aashta. Therefore, depositor employer is again specifically directed to submit the wage record of injured employee in any case, as per directions till next date without fail.

5. The depositor employer has come with the stand that he had been paid the amount of hospital expenditure incurred for the treatment of injured employee from the amount received from the Go Digit General Insurance Company. Thus, in such circumstances the depositor employer is directed to submit the clarification about these transactions and documentary evidence in support of the said clarification in respect of hospital expenses incurred for the treatment of injured employee. Depositor employer is directed to submit the account statement of their firm in respect of the receipt of the cheque

amount received from the Go Digit General Insurance Company of Rs. 8,56,742/- as well as record in respect of payment of expenditure incurred for the treatment of injured employee and paid to the concern doctor on next date without fail.

6. Both parties to take note of this order and directed to be made compliance of the directions issued in this order.

Place :Sangli

Date : 18/03/2025

(Saifuddin B. Shaikh)
Commissioner for Employees'
Compensation & Judge,
Labour Court, Sangli