

**BEFORE SHRI A. G. MAGARE, JUDGE, 1<sup>st</sup> LABOUR COURT,PUNE.****COMPLAINT (ULP)NO. 223 OF 2021**

(C.N.R. NO. MHLC12008552021)

**Rashitrya Shramik Aghadi.****.... Complainant.****Versus****Techno Crat Foundry Chem.  
Pvt. Ltd. & Anr.****.... Respondents.****ORDER BELOW EXH. U-15****(Passed on :- 06/03/2026)**

1. The present application is filed by the complainant union for setting aside no evidence order dated 02.08.2025 below Exh.C-8 passed against it. It is contended that, its union could not file its affidavit of evidence due to non availability of necessary documents and information. The complainant union alongwith present application has also filed evidence affidavit of its witness. Therefore prayed that, in the interest of justice the no evidence order passed against him may be set aside.
2. The Ld. Advocate for the respondent submitted say on the application application and strongly opposed and contended that, the order dated 02.08.2025 at Exh.C-8 was rightly passed against the complainant union. Hence, prayed to reject the application.
3. Heard. Perused the application and the say. It is a matter of record that, despite sufficient opportunities being granted, the complainant union failed to lead its evidence. Therefore, the learned predecessor of this Court, vide order dated 02.08.2025 passed below Exh. C-8, declared that the evidence of the complainant stood closed and the matter was kept for dismissal in default. Now, by way of the present application, the complainant union seeks to set aside the order dated 02.08.2025 passed below Exh. C-8. Along with the present application, the complainant union has also filed the evidence affidavit of its witness. In the circumstances, in order to decide the matter on merits, the order closing the evidence of the complainant deserves to be recalled and set aside, subject to payment of costs of Rs.1,000/- by the complainant union to the Labour Law Practitioners Association, Pune.

**ORDER**

1. Application Exh.U-15 is allowed.
2. The order dated 02.08.2025 no evidence passed at Exh.C-8 against the complainant union is recalled and set aside subject to payment of costs of Rs.1,000/- by the complainant union to the Labour Law Practitioners Association, Pune.
3. The evidence affidavit of complainant union is taken on record.

**Place : Pune.****Date : 06/03/2026**

Sd/-  
**(Shri. A. G. Magare.)**  
**Judge,**  
**First Labour Court,Pune.**