

IN THE 2ND LABOUR COURT AT AURANGABAD

(Presided over by : Shri. S. S. Sahasrabudhe)

Appln.WCA No.12/2021 and 03/2023

COMMON ORDER BELOW EXH.U-1

1. The claimants in Appln.WCA No.12/2021 have filed this claim petition claiming themselves legal heirs of deceased Raju @ Rajiv Runjaji Kambale. Whereas the claimants in WCA No.03/2023 have also filed claim petition claiming themselves legal heirs of deceased Raju Kambale. On perusal of both these petitions it can be gathered that the claimants in petition no.12/2021 are father and mother of deceased Raju, whereas claimant in WCA N.03/2023 are also legal heirs of deceased Raju. Claimant no.1 in that petition is wife and the claimants no.2 and 3 are children of deceased Raju. In fact, while filing the claim petition bearing no.WCA 12/2021 it was expected from claimant to add wife and children of deceased Raju. If those persons are not interested in claim petition with them in that case it was necessary on the part of claimant to make them respondent. However, the claimant in WCA No.12/2021 have not done so. Certainly this amounts to suppression of facts from the Court. Surprisingly not only the claimant in that claim but their advocate has also not taken care to mention this fact before the Court. In fact, being Court officer it is the duty of all advocates to communicate facts before the Court. However, considering the nature of litigation I do not want to take

..2..

any action against the claimant and their Advocates. However, the Advocate concerned to take note of this order and to take precaution in future.

2. Considering the facts in my opinion it will be just and proper to club both these matters. Hence, I pass following order :-

Order

The claim petition bearing no.12/2021 and 03/2023 are clubbed together. It will be tried and decide together.

Aurangabad.
Date :- 04/02/2023.

(S. S. Sahasrabudhe)
Judge, 2nd Labour Court, Aurangabad