

(1)

Application (PGA) No.57/2025
Order below Exh.C-4

**BEFORE THE CONTROLLING AUTHORITY UNDER
THE PAYMENT OF GRATUITY ACT, 1972 & JUDGE,
LABOUR COURT, JALNA.**

Application (PGA) No.57/2025
CNR No.MHLC210001252025

Bharat Gangaram Khandale

.. **Applicant**

Versus

Divisional Controller,
MSRTC, Jalna.

.. **Opponent**

**Claim : Application for setting aside no written
statement order.**

Order below Exh.C-4

Dated 16-12-2025

(Pronounced and declared in open Court)

1) In this application, the opponent through its Advocate has submitted that no written statement order passed in the present matter be set aside and the written statement be taken on record. It is further recorded in the application that if the written statement is not taken on record, there will be great hardship and loss to the opponent. Due to procedural difficulties the opponent could not file its written statement.

2) The applicant is present. He has recorded that he has objection to this application.

3) The following points arise for my consideration for decision on the application. I am recording my findings against these points with reasons to follow :

Sr. No.	Points	Findings
1)	Whether the written statement of the opponent deserves to be taken on record ?	In the 'affirmative'
2)	What Order?	As per final order

Reasons

As to point No.1 :

4) The present claim is for the alleged difference of gratuity. It is seen from record that order to proceed without written statement has been passed on 17-11-2025. Learned Advocate Smt.Ambekar submitted that in the interest of justice order of no written statement be set aside.

5) The applicant has recorded objection. It is seen from the record that the opponent took number of dates to file its written statement. The claim is for difference of gratuity. It is seen that the applicant has retired in the year 2016 and has filed his claim in 2025. Therefore, it would be proper to decide the claim petition on merits. Hence, the order to proceed without written statement deserves to be set aside. Accordingly Point No.1 is answered in the 'affirmative' and in answer to resultant Point No.2 following order is passed :

(3)

Application (PGA) No.57/2025
Order below Exh.C-4

Order

Application for setting aside order to proceed without written statement, is allowed and the written statement presented with this application is taken on record.

Sd/-

(S.D.Bauchkar)

Controlling Authority under
Payment of Gratuity Act, 1972 &
Judge, Labour Court, Jalna.

Date : 16/12/2025