

BEFORE THE HON'BLE JUDGE, LABOUR COURT, AKOLA.
(Presided over by : D. S. Paikrao, Judge)

Com. (ULP) No : 01/2014

Shrikrushna Natthuji Lavhe

Versus

Vice Chancellor, Dr. P.D.K.V., Akola and Other.

ORDER BELOW EXH. U-25
(Delivered on 06/11/2025)

The application has been filed by the legal heir of the deceased Late Shri. Shrikrushna Lavhe to add as a complainant in the present matter for proper adjudication in the interest of justice.

2. It is submitted by legal heir of the deceased of complainant, the said complaint has been filed by Shrikrushna Lavhe for set aside dismissal order dated 29-07-2011 issued by the respondents and prayer before this court to reinstate in with continuity of service alongwith full back-wages. It is submitted that during the pendency of the said complaint, the original complainant i.e. Shrikrushna Lavhe was expire on 30-11-2022. The applicant No. 1 to 4 are legal heirs and dependent of the deceased, therefore they are taken on record as a legal heirs of the deceased and they are permitting to proceed the said matter. The legal heirs lastly prayed that the said application may kindly be allowed.

3. The Ld. Counsel for the respondents have strongly opposed the said application by filing reply and submitted that the said application is not tenable before this court. The contents of this application specifically denied by respondents. The legal heir has not filed heir certificate which is issued by competent authority therefore, the said application may kindly be rejected.

2.

4. I have heard argument learned counsel of both the parties and considering the contention of both parties, I have minutely perused the present proceeding, the proposed legal heirs of the deceased has filed death certificate on record and also filed order of 3rd Joint Civil Judge, Junior Division, Akola in MJC No. 1633/2024 dated 02-12-2024 on record wherein mentioned the applicant No. 1 to 4 are legal heirs and dependent of the deceased. It is submitted by learned counsel of the complainant that No. 1 Smt. Nirmala Lavhe is a wife of deceased, No. 2 Yogesh Lavhe is a son of the deceased, No. 3 Vijendra Lavhe is a son of the deceased and No. 4 Smt. Yogita Awate is a daughter of the deceased Shrikrushna Lavhe. On the contrary, the respondents have not brought any material on record. Considering the argument of learned counsel of complainant, the said application filed by on behalf of proposed legal heirs of the deceased is hereby allowed. The learned counsel of the complainant is permitted to carry out amendment as per the provisions of law. The said application is hereby allow and I pass following order :-

Order

1. The application is hereby allowed .
2. It is directed to learned counsel of the complainant to carry out amendment to add legal heirs of the deceased in the said complaint as per the provisions of law.

**Place : Akola.
Date : 06/11/2025.**

**Sd/-
(D. S. Paikrao)
Judge,
Labour Court, Akola.**