

**IN THE COURT OF CONTROLLING AUTHORITY UNDER PAYMENT OF
GRATUITY ACT 1972, LABOUR COURT AT AKOLA.**

(Presided over by : D. S. Paikrao, Judge)

PGA No. 56/2025

Shrikrushana Raibhan Bombadkar

Versus

Deputy Director, Dr. P.D.K.V., Akola and Other.

ORDER BELOW EXH. U-8
(Delivered on 20/02/2026)

The application has been filed by applicant for production of documents from the non-applicants as per the provision of law.

2] It is submitted that the application has been filed by the applicant for amount of Gratuity under the provisions of Payment of Gratuity Act, 1972. In this matter, the non-applicant appeared and filed written statement before this court and disputing the total period of service and last drawn salary of the applicant for which the applicant is entitled for gratuity from the non-applicant. The non-applicant is employer of the applicant and the documents are in the custody of the non-applicant to prove the length of service, and last drawn salary therefore, following documents may pleased be called from the non-applicant.

- I. Year-wise work chart of the applicant from 01-01-1972 to 31-08-1991.
- ii. Copy of salary certificate for the months June and July 2014
- iii. Copy of service book of the applicant.

3] The applicant submit that the no prejudice or hardship would be caused to the non-applicants to produce the above documents, and lastly prayer that

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direction may kindly be given to the non-applicants to produce following documents on record in the interest of justice.

4] The non-applicant has strongly opposed the said application and submitted that said application is against the provision of law. The applicant failed to disclose the relevancy of the documents so sought to be filed. It is submitted that the document No. 1 to 3 are not required for just decision of the said matter and most of the documents are in possessions of the applicant therefore, there is no need to decide the said matter. The application is nothing else but fishing and roving inquiry and it cannot be permitted to improve his case in such manner. They lastly prayed that the said application may kindly be rejected with heavy costs.

5] I have heard argument of the learned Counsel of the both parties. It is the case of the applicant that the non-applicant has not paid the gratuity amount to the applicant as per the provisions of law. It is a contention of the learned counsel of the applicant, the non-applicant has denied length of service and last drawn salary of the applicant therefore, to prove the same the said documents are essential and direction may kindly be given to the non-applicant to produce the same. On the contrary, it is a contention of the learned counsel of the non-applicant, most of the documents are in possessions of the applicant and there is no need for decisions on the matter of the gratuity therefore, the said application may kindly be rejected.

6] I have minutely perused the present proceeding, the applicant has filed present application for payment of gratuity amount from the non-applicant. In the said application, these documents are essential to decide the matter of the gratuity. Considering the same, document No. 1 to 3 are essential to prove the claim of the applicant. Therefore, it is directed to the non-applicant to produce the same on record. Considering the argument of the learned counsel of the applicant, document No. 1 to 3 are to be produced before this court. Hence, I pass the following order.

3.

ORDER

1. The application is hereby allowed.
2. The non-applicants are directed to produce document No. 1 to 3 before this court.
3. No cost as to order.

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

Date : 20/02/2026.