

**ULP.01/2019**

(CNR No.MHLC340000052019)

Santosh Irbattanwar

**-VS-**

Dhariwal Infrastructure Ltd.

**Order below Exh.U-19**

(Passed on this 13-06-2023)

This is an application filed by the complainant for directing the respondents to produce documents on record. It is contended that today the matter is fixed for argument. In the said matter, complainant on dated filed an application on 28.01.2021 for direction to the respondents to file documents on record. As per the order on the said application, respondents filed documents along with the list of documents on 30.07.2022. But, the said documents are xerox copies and are insufficient documents. Therefore, complainant prayed for direction to the respondents to file the documents as per the list mentioned below in the application. Lastly, prayed to allow the application.

2] The learned counsel for the respondents has given their say on rear side of the application and opposed the application. Also, mentioned therein that all the documents on record and certified copies will be produced and verified at the time of evidence only. The documents filed by the respondent are related to examine only which can be proved at the time of evidence. Lastly, prayed to reject the application.

3] Perused the application. Heard the learned counsel for complainant and respondent. It appears that the documents mentioned in the application are necessary for the complainant to prove his case. Moreover, generally the documents mentioned in the application are in the custody of employer. The said documents are necessary to produce on record to resolve the dispute between the parties. As the matter is fixed for argument on preliminary issue on enquiry. Therefore, as per the settle provision of law, it is necessary for the respondents to produce all the enquiry proceeding and documents related to the enquiry in original on record. Therefore, application deserves to be allowed. Hence, I proceed to pass the following order.

**ORDER**

- 1] Application – (Exh.U-19) is hereby allowed.
- 2] The respondents are directed to produce the documents as mentioned in the application.

Date 13-06-2023  
CHANDRAPUR.

Sd/-  
**(Smt. R.V. Mete)**  
Judge,  
Labour Court, Chandrapur