

ORDER PASSED BELOW EXHIBIT U-73 IN COM. ULP NO. 08/2015

This is an application filed by the complainant seeking direction against the respondents to produce original cash book for the year 2009-2010 and 2010-2011 on record of the case.

02. Perused application and say.

03. Heard both sides.

04. By way of present application, the complainant through his Ld. Advocate submitted is short that that the respondents have alleged that page nos. 89,90 and 91 are written by the complainant. Further submitted that the Ld. Advocate that the production of the said cash books on record is necessary in the interest of justice and he is not able to conduct cross-examination of the witness in absence of the production of original cash book on record. As such, the complainant has sought production of original cashbook for year 2009-2010, 2010-2011 at the instance of the respondent no. 2.

05. The application is strongly opposed by the Ld. Advocate appearing for the respondent and submitted that verified copies of the register are filed on record. Thus, the respondents have prayed for rejection of the application.

06. No doubt verified copies of relevant pages from the cash book are filed on record by the respondents. However, the complainant wants original before the Court for verification and for the purpose of cross examination. It is worth to note here that original cash book is in possession of the respondent. If the direction is issued to produce cash books on record, no prejudice will cause to the respondent. However, if originals are not produced on record, there are chances of causing prejudice to the case of the complainant. As such, it is just and proper to issue direction to produce original cash book on record as prayed by the complainant. Hence, following order is passed.

ORDER

01. Application is allowed.
02. The respondent no. 2 is directed to produce original cash book of year 2009-2010 and 2010-2011 on record on or before next.
03. No order as to Costs.

Sd/-

Date: 07.01.2026

Place: Chandrapur

(A.D.Tidke)

Judge
Labour Court, Chandrapur.