

ORDER PASSED BELOW EXHIBIT C-21 IN ECA CASE NO. 03/2019

The present application is filed by the non-applicant no.1 company for setting aside no cross order dated 22.01.2026 passed against it.

02. Perused application and say.

03. Heard both sides.

04. It is submitted by non-applicant no.1 through his Ld. Counsel that the matter has been fixed for evidence of the non-applicant by passing no cross order against the non-applicant no.1. In fact, the Ld. Advocate for the non-applicant was not present on 22.01.2027 due to work at Nagpur. The Ld. Advocate used to work in Nagpur Court in every week from Saturday to Tuesday. As such, the Ld. Advocate for non-applicant was not able attend cross examination of the applicants witness on the said date. On the basis of these submissions, the Ld. Counsel for the applicant has prayed for setting aside no cross order and for grating permission to cross examine the witness of the applicant.

05. The original applicant through it's Ld. Counsel has strongly opposed the application and prayed for rejection of the same.

06. It pertinent to note here that on 22.01.2016, the matter was listed for cross-examination of the applicant's witness. The Ld. Advocate for non-applicant no.3 has cross examined the applicant's witness in detail. However, due to absence of the non-applicant no.1 and Ld. Advocate for non-applicant no.1 did not turn up for cross-examination, therefore, no cross order has been passed against the non-applicant no.1. Thereafter, the matter was fixed for evidence of non-applicant. The present application came to be filed by non-applicant on today i.e 13.03.2026. The application is filed for setting aside no cross order in reasonable time. The non-applicant can be allowed to cross-

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examine the applicant subject to Costs of Rs. 500/- payable to the applicant.
Hence, following order is passed.

ORDER

01. The application is allowed subject to Costs of Rs. 500/- payable to the applicant by non-applicant no.1.
02. No cross order dated 22.01.2026 passed against non-applicant no.1 stands set aside and permission is accorded for taking cross-examination of the applicant.
03. The applicant is directed to remain present on next date for cross examination on next date. The non-applicant no.1 is also directed to pay Costs amount on next date.

Sd/-

Date: 13.03.2026

Place: Chandrapur.

(A.D.Tidke)

**Commissioner,
Under Workmen Compensation
Act, Labour Court, Chandrapur.**