

PGA.06/2022

(CNR No.MHLC340000542022)

Mohammad Yunus Sheikh -vs- MSRTC, Chandrapur

(ORDER BELOW EXH.U-11)

(Date :- 22.04.2025)

Instant application has filed by the applicant for grant of permission for the amendment in the main application and prayer. It is submitted that as per the Circular of non-applicant corporation bearing no. 22/2024 there is enhancement in basic pay of employee. Hence, on the said facts, the applicant wants to add the following after paragraph 2 of the main application as paragraph 2-A and in prayer clause.

02. It is further submitted that It will not change the nature of the case. The above amendment is essential for proper determination of real controversy between the parties. Hence, prayed to allow the application in the interest of justice.

03. The learned counsel of non-applicant has given say on rear side of the application and opposed the application. It is submitted that the applicant deliberately filed this application for prolong the aforesaid matter. Hence, this application is not tenable in the eye of law. Hence, this application is liable to be rejected.

04. Perused the application and say. Heard both the parties. The application shows that the applicant is intending to insert the paragraph no.2-A after paragraph no.2 in the main application. It appears from the record that the said

amendment goes to the root of the matter and it is necessary for deciding the controversy between the parties. If, the amendment is carried out, no prejudice will be caused to the non-applicant. Because, non-applicant has every opportunity to carry out the consequential amendment in that regard. Considering the facts and circumstances of the case, this application needs to be allowed. Hence, I pass the following order.

ORDER

1. Application – (Exh.U-11) is allowed.
2. No order as to costs.

Chandrapur.

Date : 22/04/2025.

Sd/-
(Smt. R.V. Mete)
Authority
Under Payment of Gratuity Act.
Labour Court, Chandrapur.