

Complaint(ULP) 35/2023

(CNR No.MHLC340002062023)

Chandrashekhhar Khaparde

v/s

The Chief Executive Officer Z.P Chandrapur

ORDER BELOW EXH.C-3

(Passed on 14/08/2024)

This is an application filed by the learned Counsel of respondent for setting-aside no W.S order dated 27.06.2024 and permission to file W.S on record. It is submitted that today the instant matter is fixed for evidence of complainant. It is further submitted that there is no ill intention of non-applicant to not to file W.S within time. But as the non-applicant was busy in very important work of respondent on 27.06.2024 and from 10.07.2024 to 12.07.2024 respondent was ill therefore, failed to remain present and to file W.S. on record. Therefore, to day respondent wants to file W.S. on record Lastly, prayed to set-aside the no W.S. order dated 27.06.2024 and permission to file W.S. on record.

02. The learned Counsel complainant has given say on this application and strongly opposed the application. Lastly, prayed to reject the application.

03. Heard the learned counsels of both the parties. Perused record.

04. On perusal of the record, it appears that the reason assigned by the respondent for not filing of W.S. within time by

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him is appeared to be convincing and genuine. Under such circumstances, it would be justified to give one more opportunity to respondent for filing of their W.S. Considering the circumstances and aforementioned discussion, I am of the considered opinion that application deserves to be allowed. But considering the delay on the part of respondent some cost needs to be imposed on respondent. In the result, I pass the following order.

ORDER

- 1) Application is allowed subject to cost of Rs.500/-. Cost be paid to complainant on or before next date.
- 2) Parties to note the order.

Sd/-

(Smt. R. V. Mete)

Judge

Labour Court, Chandrapur

C H A N D R A P U R.

Date :- 14.08.2024.