

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CIVIL APPLICATION NO. 8724 of 2026

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ALOK IMPEX PVT. LTD.
Versus
DIXIT P MEHTA

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Appearance:
JEET Y RAJYAGURU(8039) for the Petitioner(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE DEVAN M. DESAI

Date : 30/06/2026
ORAL ORDER

1. Heard learned advocate Mr. Jeet Y. Rajyaguru for the petitioner.

2. Learned advocate for the petitioner has submitted that respondent was appointed as a Markar (Checker) and has worked for 5 years. The contention of learned advocate for the petitioner is that the workman does not fall within the definition of workman as his appointment was as a Supervisor. It is further submitted that workman has not established his nature of work and the law on this aspect is very much settled.

2.1. In support of submissions, learned advocate for the petitioner has placed reliance upon the decision of the Hon'ble Supreme Court as well as the decision of Hon'ble the Division

Bench of this Court in the case of *Lenin Kumar Ray Versus Express Publications (Madurai) Ltd.* reported in *2024 SCC OnLine SC 2987* and in the case of *Brijeshkumar Premshankar Bhatt Versus Elecon Engineering Company Ltd* delivered in *R/Letters Patent Appeal No.760 of 2025 and allied matters* by Hon'ble the Division Bench of this Court.

2.2. It is further contended that for the services of 5 years, learned Labour Court has awarded Rs.8,10,000/- as lump sum compensation in view of the reinstatement. It is further submitted that there is no reasoning or finding as to on what basis, the huge amount of lump sum compensation has been awarded.

3. In view of the above, the issue, therefore, requires consideration. Hence, notice returnable on 18.08.2026. In the meantime, there shall be ad-interim relief in terms of para No.6(C) of the present petition till then.

RINKU MALI

(D. M. DESAI,J)