



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

FIRST APPEAL NO. 169 OF 2025

Megha wd/o Sandip Khan and Ors.

Vs.

The Manager, Mahesh Sugar and Power Industries, Dist. Buldhana and anr.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Mr. R.D. Karode, Advocate for applicant.

CORAM : ROHIT W. JOSHI, J.

DATE : 06.02.2025.

Heard.

2. Issue notice for final disposal of the appeal on the following substantial questions of law:

(i) Has not the learned Compensation Commissioner erred in law in not drawing an adverse inference against the respondent – employer for not producing muster roll from January, 2015 to December, 2016 on record, despite order dated 04.09.2023 passed below Exhibit U-6 ?

(ii) When the accidental death had occurred at the entrance gate of the factory premises can it be said

that the deceased did not die during the course of employment ?

3. The appellants are permitted to serve respondents by all other permissible modes, in addition to regular mode of service.

4. List the matter in the week commencing from 3rd March, 2025.

(ROHIT W. JOSHI, J.)