



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

CIVIL APPLICATION (CAW) No. 1245/2025

IN

WRIT PETITION NO. 2559/2023

**The Sub-Area Manager, Ballarpur Sub-Area of WCL Vs. Appellate
Authority under Payment of Gratuity Act, 1972 and others**

Office Memoranda of Appearances, directions and orders	Notes, of Court's orders and Registrar's orders	Court's or Judge's orders
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Mr. P.V. Ghare, Advocate for Petitioner

Mrs. Ashwini Athaley, Advocate for Respondent Nos.1 and 2

Ms. Sonal Tripathi, Advocate for Respondent No.3 / Applicant

CORAM: ANIL L. PANSARE, J.

DATED : 1st JULY, 2025

1. On 25.07.2024, the following was passed.

"Both the parties have filed across the bar Pursis stating therein that order of termination/discharge dated 15/2/2018 has been challenged by respondent no.3 herein and is pending adjudication. The said Pursis are taken on record.

2] In the circumstances, present petition is kept in abeyance. The same shall be listed once the reference, pending before the Central Government Industrial Tribunal – cum – Labour Court, Nagpur, is decided.

3] The parties are at liberty to mention the matter once the reference is decided."

2. I am informed that the order of termination dated 15.02.2018 which is challenged, is not yet decided.

3. Upon a specific query made by the Court, as to what would be the effect, if the order of termination is held to be valid, the counsel for the applicant / respondent No.3 is not able to make convincing submissions that even in such

circumstances, the respondent no.3 will be entitled to receive the amount of gratuity. Thus the request of the respondent to permit him to withdraw the amount deposited in this Court is dependent on decision that will be taken by CGIT.

4. The Central Government Industrial Tribunal, Nagpur is accordingly requested to decide the proceedings as expeditiously as possible.

5. List once the proceedings are decided by the Central Government Industrial Tribunal.

(ANIL L. PANSARE, J.)

MP Deshpande