



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

Writ Petition No.8413 of 2025

M/s. Relief Lab Pvt. Ltd.

vs.

Shri Shravan s/o Laxmanrao Borate

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

Court's or Judge's Orders

Mr. Sunil Shukla, Advocate for the Petitioner.

CORAM : PRAFULLA S. KHUBALKAR, J.

DATE : 6th MARCH, 2026.

Heard the learned Counsel for the petitioner.

02. The petitioner's challenge is to the order dated 16/03/2024 passed by the First Labour Court, Nagpur, allowing the application filed by the respondent for dismissal of the petitioner's application for condonation of delay and for setting aside the *ex parte* order.

03. The learned Counsel for the petitioner submits that, in view of the proviso to Rule 11(5) of the Payment of Gratuity (Central) Rules, 1972, the application for setting aside the *ex parte* order is maintainable. He submits that the impugned order is passed without considering the said provision.

04. In view of this, issue notice of final disposal to the respondent, returnable on **18th March, 2026.**

05. The petitioners is permitted to serve the respondent by Speed Post, in addition to regular mode of service and file an affidavit of service before the returnable date.

JUDGE