

CRR No. 4987 of 2024

In the matter of : Motovolt Mobility Pvt. Ltd.

..... petitioner.

Mr. Pranit Bag
Mr. Rhiddiman Mukherjee
Mr. Rahul Poddar ...for the petitioner.

On prayer of the petitioner liberty is granted to correct the cause title of the application.

The opposite party resigned from the company of the petitioner and lodged a complaint against him seeking disbursal of his allegedly outstanding dues from the company.

The complaint itself demonstrates that the dispute between the petitioner and the private opposite party who were in an employer-employee relationship constitutes alleged violation of labour laws and regulations.

The private opposite party sought recovery of his dues and compensation for the mental agony and financial hardship caused by the petitioner's actions.

The petitioner seeks quashing of the said proceeding being C-3474 of 2023 pending before the learned Judicial Magistrate, 5th Court, Alipore primarily on the ground that the dispute between the parties is civil in nature since the

private opposite party has demanded clearance of his alleged dues and compensation and has admitted the dispute between the parties to be a labour dispute.

Upon consideration of the material on record this Court is of the view that the petitioner has been able to make out an arguable case.

The petitioner is directed to serve copy of the application along with annexure thereto upon the opposite parties and file affidavit of service on the adjourned date.

Let the matter appear under the heading “Contested Application” in the monthly list of February, 2025.

Further proceedings of C-3474 of 2023 pending before the learned Judicial Magistrate, 5th Court, Alipore be stayed till 28th February, 2025 or until further orders, whichever is earlier.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh, J.)