

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
CIVIL APPLICATION NO.1319 OF 2008 IN
LETTERS PATENT APPEAL ST.NO.632 OF 2008 IN
WRIT PETITION NO.7489 OF 2005

Mahatma Basveshwar Shikshan
Sanstha, Latur

Applicant

Versus

Vilas s/o Sidramappa Ardhapure

Respondent

Mr.S.S.Halkude, advocate for the applicant.

CORAM : R.M.BORDE &

P.R.BORA, JJ.

DATE : 19th June, 2015

PER COURT:

This is an application seeking condonation of delay of 94 days occurred in presenting the appeal.

In view of the reasons recorded in the application, application deserves to be allowed and same is accordingly allowed. Delay of 94 days occurred in presenting instant Letters Patent Appeal stands dismissed.

Civil Application is disposed of.

P.R.BORA

JUDGE

adb/ca131908

R.M.BORDE

JUDGE

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Appellant

Versus

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DATE : 19th June, 2015

PER COURT:

1 Perused the order dated 07.09.2007, passed by the learned Single Judge, while dealing with Writ Petition No.7489 of 2010, thereby confirming the order passed by the Member, Industrial Court, Latur, in Complaint (ULP) No.317 of 2004.

2 Save and except as regards deduction of amount of Rs.20,000/- towards arrears of salary, which the Respondent-employee is said to have received, the learned Industrial Court has recorded a finding that the employer is guilty of commission of unfair labour practice within meaning of item 9 of Schedule-IV of the Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act, 1971, in withholding salary of the employee from 2002 and causing harassment to the employee. The finding recorded by the Industrial Court, on appreciation of evidence placed on record by the parties, has been confirmed by

the learned Single Judge while dealing with the writ petition.

3 We do not see any perversity or irregularity apparent on the face of record in the order passed by the learned Single Judge confirming the order passed by the Industrial Court. Letters Patent Appeal is devoid of substance.

4 Letters Patent Appeal stands dismissed. Pending Civil Applications do not survive and stand disposed of.

P.R.BORA
JUDGE

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R.M.BORDE
JUDGE