

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7926 OF 2013

M/s. Vasai Machimar Survodaya
Sahakari Sanstha Maryadit
: V/S :
Sarva Sramik Sangh and Ors.

.....Petitioner

.....Respondents

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Ms. A.P. Purav, Advocate for the petitioner.

Mr. Rajesh Gehani and Mr. D.D. Naik, Advocate for respondents no.2
and 3.

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Coram :- Smt. R.P. SondurBaldota, J.

1st April, 2015.

P.C. :-

. By consent, the writ petition is disposed off with following
order :-

1). The petition is partly allowed. The impugned order in terms of
paras-1 and 2 of the operative part is maintained. The direction at
para-3 of the operative part of the Award is set aside. The Industrial
Court shall adjudicate upon the claim made by the respondents under
reference dated 28th April, 2009.

2). Mr. Gehani, the learned Advocate appearing for respondents

no.2 and 3 states, in fairness that the benefits received by the members of respondent no.2 under the settlement dated 28th July, 2009 shall be adjusted towards the amounts found due under the adjudication of the demands under reference. The matter is remanded to the Industrial Court for adjudication of the demand under reference dated 28th April, 2009. The Industrial Court, shall endeavor to dispose off the reference on/or before 31st December, 2015.

(SMT. R.P. SONDURBALDOTA, J)