

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

C.A.W. NO.373/2015
IN
WRIT PETITION NO.5247/2008

Syed Siraj s/o Syed Rahim
..V/s..

President, Babasaheb Dhone Apang Karyashala, Patur, Tq. Patur, Distt. Akola

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri C.A. Joshi, Adv. for the applicant/petitioner.
Shri A.M. Ghare, Adv. for the respondent.

CORAM : Z.A. HAQ, J.
DATE : 10.4.2015

The Labour Court had allowed the complaint filed by the petitioner and directed reinstatement with continuity and back wages. The revision filed by the respondent is allowed, the impugned order passed by the Labour Court is modified and instead of reinstatement, the Industrial Court has granted compensation of Rs.50,000/-. The respondent has deposited the amount of Rs.50,000/- with the Industrial Court.

The petitioner has filed the writ petition challenging the order passed by the Industrial Court and prayed that the order passed by the

Labour Court be restored. The respondent has not challenged the order passed by the Industrial Court granting compensation of Rs.50,000/- to the petitioner.

In these circumstances, the petitioner is entitled for the amount of Rs.50,000/- subject to his rights *subjudiced* in this writ petition. The petitioner is permitted to withdraw the amount of Rs.50,000/- deposited by the respondent before the Industrial Court, along with interest, if any. The civil application is allowed in the above terms.

JUDGE

Tambaskar.