

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

Letters Patent Appeal No. 207 of 2005 in Writ Petition No. 1507 of 1991.

Maharashtra State Co-operative Cotton Growers Marketing Federation Ltd.
Amravati Division, Amravati vs. Devidas Khanderao Deshmukh

Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	<u>Court's or Judge's Orders.</u>
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None for the appellants.

Shri D.M.Upadhy, Adv. for respondent.

CORAM: B.R.GAVAI & INDIRA K. JAIN, JJ
DATE : 9.6.2015

On 8th June, 2015, none appeared for the appellant.

As such the matter was directed to be listed today for
dismissal. Today also, none appears for the appellant.

The appeal challenges the order passed by the
learned Single Judge of this Court thereby allowing the petition
of the respondent employee.

The petition was filed by the respondent employee
challenging the order of the Labour Court thereby answering
the reference against the employee. The learned Single
Judge, while allowing the petition and setting aside the order of

termination, came to the conclusion that while dismissing the respondent employee from the service, the employer had not followed the basic principles of natural justice inasmuch as no opportunity was given to the employee to defend himself prior to passing the order of termination. Taking into consideration the elaborate reasonings given by the learned Single Judge allowing the petition, we do not find that it can be said that the view taken by the learned Single judge is either illegal or erroneous. No case is made out to interfere. The appeal is, therefore, dismissed.

JUDGE

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