

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

27 FIRST APPEAL NO. 1011 OF 2008

SHAIKH SHADUL SHAIKH LATEEF
VERSUS
KOHINOOR FEEDS & FATS LIMITED & ORS

...
Advocate for Appellant : A N Ansari
Advocate for Respondents : S V Kulkarni for R/2

...
CORAM : P.R. BORA, J.
DATE : 18-10-2016.

P.C. :

1. In the present appeal the only grievance raised by the appellant was that the amount of penalty should not have been confiscated to the government but ought to have been directed to be paid to the claimants. However, when the appeal was taken up for hearing, Mr. Kulkarni, learned counsel appearing for the insurance company brought to the notice of the court that the amount of compensation was suo-moto deposited by the employer on 13-07-1995 before the Workmen's Compensation Commissioner i.e. within one month of the occurrence of the accident which has occurred on 16.06.1995.

2. In the circumstances, infact the tribunal was not justified in making the order as about the penalty. Therefore, I do not see any merit in the appeal. Appeal stands dismissed.

(P.R. BORA)
JUDGE