

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CONTEMPT PETITION NO. 680 OF 2016
IN CP/554/2013
WITH CP/681/2016 IN CP/572/2013
WITH CP/683/2016 IN CP/551/2013
WITH CP/684/2016 IN CP/567/2013

MOHAN DADARAO AGAWANE
VERSUS
THE OSMANABAD JANTA SAHAKARI AND ANOTHER

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Advocate for Petitioners : Shri Patil Indrale Anand V.

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CORAM : RAVINDRA V. GHUGE, J.
Dated: October 19, 2016
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PER COURT :-

1. Leave to correct the description of respondent Nos.1 and 2.
2. The petitioners draw my attention to paragraph No.11(e) of the judgment delivered by this Court on 20.11.2015 in Contempt Petition No.457 of 2013 and connected petitions.
3. It is then pointed out that though the Labour Court has decided Section 33C(2) proceedings under the Industrial Disputes Act, 1947 on 18.3.2016, the amounts have still not been deposited in the Criminal (ULP) Complaints which were stayed by this Court till such decision.
4. After considering the submissions of the learned Advocate for the petitioners, I find that all these petitioners have filed Criminal

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2 - CONTEMPT PETITION NO. 680 OF 2016 & ORS

Complaints under Section 48(1) read with Section 39 and 55 of the the Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act, 1971 (“the said Act ”) which are still pending before the Labour Court. The directions of this Court in paragraph 11(e), (f) and (g) take care of the interest of the petitioners. Since the Labour Court has decided the proceedings under Section 33C(2), the amounts had to be deposited in the Criminal proceedings before the Labour Court within two weeks from 18.3.2016. If the said amounts are not deposited, these petitioners would be at liberty to proceed with the Criminal (ULP) complaints.

5. Since the above said remedy is available to the petitioners, all these Contempt Petitions are, therefore, disposed off.

(RAVINDRA V. GHUGE, J.)

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