

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO.1028 OF 2016

Sahara One Media and Entertainment Ltd.	...Petitioner
vs	
Rashmi Sitaram Shrivastav	...Respondent

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Mr.Anand R. Pai with Mr. A.K.Gopalan i/b Haresh Mehta & Co. for the
Petitioner.

Ms.Jane Cox i/b Mr. M.N.Amonkar for the Respondent.

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**CORAM : S.C. GUPTE, J.
DATE : AUGUST 8, 2016.**

P.C. :

1. Heard learned Counsel for the parties.
2. After the petition is heard at some length, the same is disposed of by consent in terms of the following order :
 - i. The impugned order dated 7.11.2015 is quashed and set aside;
 - ii. The complaint ULP No. 215 of 2015 shall be decided by the Industrial Court on merits after framing issue as to whether or not the Respondent is a workman under the Petitioner;
 - iii. The amount of arrears in terms of clause 3 of the operative part of the order dated 7th November, 2015, be deposited within a period of 4 weeks from today with the Industrial Court. Such deposit to abide by further orders that may be passed by the Industrial Court in the

complaint;

iv. In the meantime, during the pendency of the complaint, the Petitioner shall not terminate the services of the Respondent without following due procedure of law; and

v. The Industrial Court shall dispose of the case as expeditiously as possible and in any event, within a period of 6 months from today.

(S.C.GUPTE J.)