

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

CIVIL APPLICATION (CAW) NO. 2514 OF 2013

IN

WRIT PETITION NO.1273 OF 2012

(M/S. CHAWLA TRANSPORT, NAGPUR....VS.. MANOJ WADGUJI LOHKAR)

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

Court's or Judge's orders

Shri P.S.Tidke, Advocate for Petitioner.

Shri A.J.Pathak, Adv. H/f. Shri S.B.Dhande, Adv. for Respondent.

CORAM : Z.A.HAQ, J.

DATED : NOVEMBER 03, 2017.

This application is filed by the respondent -employee under Section 17B of the Industrial Disputes Act, 1947 praying that the petitioner-employer be directed to pay wages from the date of award i.e. from 30th August, 2011 as per the Minimum Wages Act. This application is filed on 16th September, 2013. It is unexplained why the respondent has not taken steps to obtain orders on this application. The conduct of the respondent/ employee creates an impression that he might be gainfully employed somewhere else.

In the above facts, I am not inclined to grant the prayer made in the civil application. The civil application is **dismissed**.

The above observations are *prima-facie* for considering the prayer made in the civil application and they will not affect the claim of the respondent for back-wages if required to be considered at the time of final hearing of the writ petition.

JUDGE