

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 2763 OF 2004

DIVISIONAL CONTROLLER, MAHARASHTRA STATE ROAD TRANSPORT
CORPORATION, DHULE.

-VERSUS-

BHAGWAN SUPDU THORAT

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None for the Petitioner.

Advocate for the Respondent : Shri A.R.Syed h/f Shri S.P.Brahme.

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CORAM: RAVINDRA V. GHUGE, J.

DATE :- 07th May, 2018

Per Court:

1 None for the Petitioner.

2 I have heard the learned counsel for the Respondent/
Workman.

3 The Petitioner Corporation is before this Court challenging
the interlocutory order dated 27.11.2003 passed by the Industrial Court in
Complaint (ULP) No.96/2003 filed by the Respondent/ Workman. By the
impugned order, the application for interim relief filed by the Respondent
Exhibit U/2 was allowed and the effect of the punishment order dated
22.07.2003 was stayed.

4 By order dated 05.05.2004, this Court had admitted the
petition and granted interim relief in terms of prayer clause "D" by which,

the impugned interlocutory order granting interim relief, was stayed by this Court. Further, the direction was issued that the Industrial Court, Jalgaon would dispose of Complaint (ULP) No.96/2003 by the end of August, 2004.

5 Considering the above, I find that this Writ Petition is rendered infructuous.

6 As such, this Writ Petition is disposed of.

7 Needless to state, considering the directions of this Court dated 05.05.2004, the said complaint must have been decided by now. As such, if the said complaint stands decided by the Industrial Court, the interim relief granted on 05.05.2004 would lose its efficacy and would stand merged in the judgment of the Industrial Court. In the event, Complaint (ULP) No.96/2003 has still not been decided by the Industrial Court, the same shall be decided as expeditiously as possible and in any case on or before 31.10.2018 and only in this backdrop, the interim relief granted on 05.05.2004 would continue till the complaint is decided.

8 Rule is discharged.