

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

944 CIVIL APPLICATION NO.8245 OF 2017  
IN FIRST APPEAL [STAMP] NO.14059 OF 2017

THE CHAIRMAN,  
SIDHESHWAR SAHAKARI SAKHAR KARKHANA LTD.,  
SOLAPUR  
VERSUS  
TUKARAM DNYANOBA SHINGADE & OTHERS

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Mr.Aditya N. Sikchi, Advocate for the applicant.  
Mr.R.J.Nirmal, Advocate for respondent nos.1 to 4.

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**CORAM : V. K. JADHAV, J.  
DATED : 01.09.2021**

PER COURT :

1] Heard learned counsel for the applicant and learned counsel appearing for respondent nos.1 to 4 – original claimants.

2] Applicant is the employer as claimed by the claimants in original Claim Petition before the Commissioner, Workmen's Compensation. Though the Commissioner has passed Award jointly and severally against the applicant – employer and the respondent – Insurer, however, so far as penalty part is concerned, the applicant being employer is directed to pay the penalty exclusively.

3]           There is delay of 164 days caused due to procedural aspects.

4]           Learned counsel for the respondents – claimants submits that delay has not been satisfactorily explained.

5]           There is delay of only 164 days caused due to procedural aspects. The applicant is the Chairman of the Sugar Factory, situated in District Solapur.

6]           Thus, in view of above and for the reasons stated in the application, application is allowed in terms of prayer clause-B and same is disposed of accordingly.

**[V. K. JADHAV, J.]**

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