

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4378 of 2022

Winsome International Limited a Company Incorporated Under Indian Companies Act 1956 Having its Registered Office at 5th Floor, 16A Brabourne Road, Kolkata 700001. proprietor of M/S Rameshwara Jute Mills, Muktapur, P.O. Navrang, Samastipur, District Samastipur, Bihar through its Authorized Representative namely Kumar Rajesh , Son of Late Suresh Chandra Prasad aged about 53 Years, R/o Chhapra Colony, New Jakkampur, P.O. Patna GPO P.S.-Jakkampur, Patna 800001, Bihar.

... .. Petitioner/s

Versus

1. The Union of India through Secretary, Ministry of Labour and Employment, Government of India.
2. The Deputy Labour Commissioner Cum Controlling Authority of Payment of Gratuity Act 1972, Darbhanga Division, Darbhanga.
3. The District Magistrate, Samastipur, Bihar.
4. The Deputy Collector Cum Certificate Officer, Samastipur, Bihar.
5. Satendra Prasad Singh Son of Late Chanchal Prasad Singh Resident of Village-Kalyanpur, PO-Kalyanpur, PS-Kalyanpur, District-Samastipur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Siddhartha Prasad with Mr. Sunit Kumar, Advocates
For the UOI	:	Mr. Pradeep Kumar, Advocate Mr. Ratnesh Kumar, CGC
For the State	:	Mr. Raghwendra Kumar, SC 22

CORAM: HONOURABLE MR. JUSTICE RAJAN GUPTA
and
HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAJAN GUPTA)

3 29-06-2022 The petitioner has prayed for quashing of *ex parte* order dated 28th November, 2019 passed by the Deputy Labour Commissioner-cum-Controlling Authority of payment of Gratuity Act, 1972, Darbhanga Division, Darbhanga whereby the petitioner has been directed to pay Rs. 215667/- including interest



to respondent no. 5. Petitioner has further prayed for staying the Certificate Proceeding and also quashing the same.

Learned counsel for the petitioner has placed reliance on order dated 05.05.2022 passed by a co-ordinate Bench in CWJC No. 4319 of 2022.

Learned counsel appearing for the State does not dispute the ratio of the said judgment.

Under the circumstances, the instant case is disposed of in the same terms.

(Rajan Gupta, J)

(Shailendra Singh, J)

Anjani/-

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