

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 9897 OF 2022

Standard Shipping Agency,
Belapur

.... Petitioner

v/s.

The State of Maharashtra and anr.

.... Respondents

Mr. Rajeev Ravi for the Petitioner.

Mr. P.P. Pujari, AGP for the State.

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED : 07th DECEMBER, 2022.

P. C. :-

. The Petitioner herein has challenged the order dated 09/06/2022 passed in Reference (IDA) No.2 of 2018 whereby the Presiding Officer, First Labour Court, Mumbai, dismissed the application for judgment on admission, under Order 12, Rule 6 of the CPC.

2. The Respondent – Workman has filed proceedings for reinstatement. The evidence of the Respondent -Workman has been recorded and the matter was posted for evidence of Party No.1 (Petitioner herein). Referring to some statements made in the cross-examination, the Petitioner filed an Application for judgment on admission.

3. Suffice it to say, judgment on admission cannot be passed on the basis of stray statements elicited in cross-examination. These admissions have to be read as a whole in harmonious manner with other evidence. I do not find any merit in the petition. Hence, the Petition is dismissed.

(SMT. ANUJA PRABHUDESSAI, J.)

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