

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

Writ Petition No. 1414 of 2022

[Maharashtra State Electricity Distribution Co. Ltd. (MSEDCL) through its Chief Engineer
(Infrastructure Plan), Bandra(E), Mumbai ..vs.. Shri Ramprasad Chamar Kumare and ors.]

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

Court's or Judge's orders

Mr. D. M. Kale, Advocate for the petitioner

CORAM : ROHIT B. DEO, J.

DATED : 11-3-2022

The petitioner - Maharashtra State Electricity Distribution Company Limited (MSEDCL) is questioning order dated 6-12-2021 rendered by the Commissioner under the Employees Compensation Act, 1923 whereby the learned Commissioner has observed that the preliminary objection raised by MSEDCL on the ground of absence of relationship between the deceased employee and the Corporation shall be considered at the stage of final hearing.

2. I am satisfied that the objection which is raised is a mixed question of facts and law and the learned Commissioner is absolutely right in observing that the objection can be left open for decision after the evidence is adduced.

3. I am further satisfied that this petition is vexatious and in the nature of luxurious litigation. The petition is dismissed.

JUDGE

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