

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

925 CIVIL APPLICATION NO.13461 OF 2023
IN FAST/34025/2023
WITH CA/13462/2023 IN FAST/34025/2023

THE EXE.DIRECTOR SHRI PANDURANG SAHAKARI
SAKHAR KARKHANA LTD., SHREEPUR AND ANR
VERSUS
SHOBHA MADHUKAR SIRSAT & ANOTHER

...
Advocate for Applicants : Mr.Tungar Hrishikesh V.

...

CORAM : ARUN R. PEDNEKER, J.

DATE : 07.11.2023

P.C. :

A] ORDER IN CIVIL APPLICATION FOR DELAY

1] The present Civil Application is filed to condone the delay of 15 days in filing the First Appeal.

2] For the reasons stated in the Civil Application, the same is allowed. Delay is condoned. Appeal be registered. Civil Application is disposed of accordingly.

B] ORDER IN CIVIL APPLICATION FOR STAY

1] The learned counsel for the applicants submit that the applicants have deposited Rs.2,81,900/- before the

Commissioner for Employees Compensation & Civil Judge Senior Division at Beed towards compensation. The applicants have not deposited Rs.1,38,341/- towards penalty and interest. The learned counsel further submits that the penalty and interest awarded under clause 3 of the operative part of the order dated 25.07.2023 is in contravention of the law laid down by the Hon'ble Supreme Court so also of the High Court.

2] There shall be ad-interim stay to the impugned award subject to deposit of 50% penalty amount in this Court within a period of eight weeks.

C] ORDER IN FIRST APPEAL

Issue notice to the respondents returnable on 23rd January, 2024.

[ARUN R. PEDNEKER]
JUDGE

DDC