

R.M. AMBERKAR
(Private Secretary)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4029 OF 2017

Anand Panditrao Diwan .. Petitioner
Versus
Shetkari Sahakari Sangh Ltd .. Respondent

WITH
WRIT PETITION NO. 4031 OF 2017

~~Raghunath Narayan Desai~~
(since deceased through LR's)
Manisha Raghunath Desai & Ors. .. Petitioners
Versus
Shetkari Sahakari Sangh Ltd .. Respondent

-
- Mr. Sandeep Patade i/by Mr. Kavyal P. Shah for Petitioners
 - Ms. Ranjana Todankar for Respondent
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CORAM : MILIND N. JADHAV, J.
DATE : NOVEMBER 06, 2023

P.C.:

1. Heard learned Advocates appearing for parties. Parties have reconciled their disputes amicably. Learned Advocates appearing for the parties tendered Consent Terms dated 06.11.2023. Consent Terms are signed by Advocate for Petitioners and Advocate for Respondent. Consent Terms are running into 3 pages. They are taken on record and marked “X” for identification. For convenience, Consent Terms are scanned and reproduced below for reference:-

6/11/23

X *M. Jadhav* 6/11/2023 (1)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.4029 OF 2017

Anand Panditrao Diwan	Petitioner
Versus	
Shetkari Sahakari Sangh Ltd.	Respondent

WITH
WRIT PETITION NO.4031 OF 2017

Raghunath Narayan Desai (Since deceased through LR)	
Smt. Pratibha Bapuji Desai	Petitioner
Versus	
Shetkari Sahakari Sangh Ltd.	Respondent

CONSENT TERMS

1. The aforesaid two Petitions filed by the respective Petitioners for challenging the common judgment and order dated 15.09.2014 passed by the Ld. Industrial Court 2, at Kolhapur in Revision Application No.55 of 2014 filed by the Petitioner Union and the Revision Application No.19 of 2014 filed by the Respondent employer challenging the order dated 19.01.2013 passed by Labour Court, Kolhapur in Complaint (ULP) No.32 of 2005 thereby granting 30% back wages to the Petitioners.

K. L. K. *Pravins*
Ranjana Madankar
Advocate
for Respondents

(2)

2. Both the parties in both Petitions have arrived at amicable settlement on the terms and conditions set out hereunder:
3. It is agreed by and between the parties that both the petitioners are deemed to be reinstated in services from the date of termination i.e. 21.02.2005.
4. It is agreed by and between the parties that the Respondent shall pay back wages of 70% to the Petitioners from the date of termination i. e. 21.02.2005 till the date of retirement at the age of 60 years and the Petitioners agree to accept the same as a full and final settlement of their respective claim in these Petitions and shall not claim any further claim.
5. In view of the aforesaid settlement the impugned judgement and order dated 15.09.2014 passed by the Industrial Court No. 2, Kolhapur is quashed and set aside.
6. The consent terms are accepted as an undertaking to the Court.
7. In view of aforesaid consent terms, both the above Writ Petitions are disposed of.

Dated this 6th day of November 2023.

Buta *Rayan*



- 2.** The obligations and undertakings recorded in the Consent Terms are accepted as undertaking given to this Court and the parties shall abide by the same.
- 3.** Order in terms of the Consent Terms.
- 4.** In view of the Consent Terms, both Writ Petitions are disposed.