

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8203 OF 2024

Swapnil Bhaskar Dalvi And Ors

...Petitioners

Versus

The Manager (Tushar Vyavahare) Technocraft
Industries Yarn Division And Anr

...Respondents

None for the Petitioners.

Mr. Avinash Jalsatgi a/w Divya Wadeakr for the Respondent No.1

**CORAM : NITIN JAMDAR AND
M.M. SATHAYE, JJ.**

DATE : 3 JULY 2024

P.C. :

. None for the Petitioners. The Petitioners are seeking writ of mandamus to Respondent No.1 who is a private entity to provide work. The learned counsel for Respondent No.1 raised preliminary objection regarding maintainability.

2. The pleadings in the petition would show that the recourse to writ jurisdiction is entirely misconceived. If the Petitioners make out a case of being workmen and have rights under the Labour laws, they can always approach the Industrial adjudicator, provided they satisfy other criteria and subject to delay etc. Even for gratuity, there are statutory forums provided.

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3. Since, this Writ Petition cannot be entertained, keeping all contentions of both the parties open, in case, the Petitioners approach the appropriate forum, we dispose of this Writ Petition.

(M.M. SATHAYE, J.)

(NITIN JAMDAR, J.)