



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR**

Writ Petition (WP) No. 6814 of 2023

All India Reporter Engineering Company Limited, Nagpur through its
Administrative Head

Versus

Vasant S/o Pandurang Badokar and others

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri H.V.Thakur, Advocate for the petitioner.

Shri D.A.Sonwane, Advocate for the respondent nos. 1,
4 and 5.

CORAM : ANIL S. KILOR, J.

DATED : 26th APRIL, 2024.

Heard.

2. The respondents filed the complaint before
the learned Labour Court i.e. Complaint ULPA No. 725
of 2001, by making following prayers:

“(i) Hold and declare that the respondents have
engaged in unfair labour practice under Item 1(a)(b)(c)
(d)(f) and (g) of Schedule IV of U.L.P. Act, by issuing
suspension order dated 30.10.2001 and charge sheet
dated 4.12.2001 to the complainants and by initiating
enquiries against them and by appointing the outsider
enquiry officer;

(ii) Direct the respondent to withdraw the above
reported unfair labour practices by withdrawing the
suspension and charge sheet against the complainants
permanently and perpetually and reinstate the
complainants in service as before by giving all the arrears
of wages;

(iii) Further to quash and set aside the suspension order
dated 30.10.2001 and charge-sheet dt. 4.12.2001 by
holding them illegal arbitrarily, by way of victimization
and malafide intention, and also contrary to the

provisions of law and facts, and exonerate the complainants from alleged misconduct and reinstate them in service as before along with the differences in wages.

(iv) Further to quash and set aside appointment of enquiry officer in the interest of justice, equity and fair play.

(v) Grant any other relief which this Hon'ble Court deems fit and proper in the facts and circumstances of the case."

2. Today, the learned counsel for the petitioner makes a statement that the petitioner wants to file affidavit on record before the learned Labour Court, Nagpur to the effect that chargesheet stands withdrawn because of closure of the industry and the same is the status as regards the suspension order.

3. In that view of the matter, I am of the opinion that no prejudice would be caused to the employees if such request is accepted. However, the learned Labour Court, Nagpur may either accept the affidavit or reject it while deciding the complaint finally, in accordance with law.

4. Accordingly, the writ petition is disposed of.

[ANIL S. KILOR, J.]