

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL NO.1

MUMBAI

Present

SMT. PRANITA MOHANTY

Presiding Officer

REFERENCE NO.NTB 01 of 2012

22.7.2022

The second party claimant is present along with the Joint Secretary of the Union. None appeared on repeated call to represent the management.

Perusal of the record shows that it is an extremely old matter pending since 2012 for adjudication on the reference to the financial entitlement of the members of the Union.

The claimants have already adduced their evidence withstands closed.

The management had earlier filed the affidavit of one witness namely; U.K.Tiwari. Subsequently, the affidavit was substituted by another witness K.shankar who testified on 27.11.2015 and thereafter cross-examined in part on different dates. Today, the matter stands posted for further cross-examination of the said witness. The witness and the AR for the first party management are found absent on call. The representative of the workman Union informed that the management is proposing to substitute this witness by another witness to. The conduct of the management is clear that it wants to linger the case for an indefinite period.

Considering the situation an opportunity as a last chance is hereby given to the management to produce the witness K.Shankar on the next date positively failing which the evidence of the said witness shall stand expunged and the right of the management for additional evidence shall be closed. The management cannot be allowed the privilege of substituting the witnesses one after another to the disadvantage of the workman.

Call the matterfor further cross-examination of the witness K.Shankar failing which evidence of the management shall be closed and the statement of the witness recorded so far shall be expunged.

PRESIDING OFFICER