

BEFORE SHRI. V. W. SONAWANE JUDGE 5th LABOUR COURT, MUMBAI
MISC . CRIMINAL COMPLAINT (ULP) NO. 52 OF 2012
IN
COMPLAINT (ULP) NO. 48 OF 2011

Mumbai Municipal Pharmacists
Association

...Complainant

V/s.

Municipal Corporation of Greater Mumbai
& Ors.

...Accused

ORDER BELOW EXH. U-1
(Passed on 14/9/2012)

Read the contents of the complaint. Perused the documents enclosed along with complaint. Heard Ld. Advocate Smt. Vidula Patil for the complainant. This complaint is lodged for non implementation of the order dtd. 18/1/2012 passed by Hon'ble Industrial Court, Mumbai in Complaint (ULP) No. 418 of 2011 . As per the said order complainant Association has not shown by any document how and when Mahasangh approached to the Anomalies Committee comprising of four Additional Commissioner constituted on 3/11/2011 as per his circular RG Cell Bi. 67. It is also not shown that in spite of approached accused no.1 corporation has not complied the directions within 90 days from the date of representation. It is not clear from the complaint that why complainant union has not approached to the Hon'ble Industrial Court for any additional relief after the decision of the grievance of the union and secondly complainant has not disclosed whether the accused nos. 2 to 4 are party in the original complaint (ULP) No. 418 of 2011. In such circumstances I pass the following order:

ORDER

Show cause notice to the accused nos. 1 to 4 as to why process should not be issued against section 48 of MRTU and PULP Act, 1971 in respect of non compliance of the order dtd. 18/1/2012 passed by Hon'ble Industrial Court, Mumbai in Complaint (ULP) No. 48/2011 returnable till next date.

Date- 14/9/2012

(V.W. Sonawane)

Judge

5th Labour Court, Mumbai.

SSA