

**BEFORE THE HON'BLE CONTROLLING AUTHORITY UNDER P.G.ACT  
1972 & JUDGE LABOUR COURT AKOLA**

**P.G.A Case No : - 77/2025**  
**(CNR No : MHLC30-000137-2025)**

**Mahadeo Uttam Yerokar**

**Versus**

**Plantation Officer, Social Forestry, Range Akot, +1**

**ORDER BELOW EXH. C-5**  
**(Delivered on 08/08/2025)**

1] The application has been filed by the non-applicant No. 1 for setting aside ex-parte order dated 21/07/2025 and grant of permission to submit reply on behalf of the non-applicant.

2] It is submitted by the non-applicant No.1 that in the matter on 21/07/2025 the court has passed ex-parte order against the non-applicant. It is submitted that the non-applicant No.1 that the due to some personal difficulty they could not appeared before this court and not prepared their reply and not filed on record therefore the court has passed ex-parte order against the non-applicants. Hence, ex-parte order dated 21/07/2025 may be set aside and the non-applicant No.1 may be permitted to file reply on record in the matter in the interest of justice.

3] The application is strongly opposed by the applicant by contending that, the court has given sufficient opportunity to the non-applicant No.1 to appeared before this court and file reply on record. The reason mention this application is baseless. Thus this ground does not subsist for the non-applicant No.1. The non-applicant No.1 is adopting delaying tactics. The application be rejected with heavy costs.

4] Having heard arguments of learned counsels for both the parties, I have gone through the record. It appeared from the record that the

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application has filed present applicant for getting gratuity from the non-applicant No.1 & 2. The non-applicant No.1 has filed the present application to set aside ex-parte order passed by this court.

5] Though the reasons assigned by the non-applicant No.1 not convincing the record show that one month before the court has passing the order against the non-applicants for ex-parte. It is settled principal of law matter should be decide on the merit after hearing of both the parties and given fair opportunity to the parties. Therefore to give an opportunity to non-applicant No.1 the application is deserves to be allowed. Hence, the application is allowed and the order passed by this court as ex-parte is set aside and permission has given to the non-applicant No.1 to file reply and result, I pass the following order.

### **ORDER**

1. Application is hereby allowed.
2. The order dated 21/07/2025 passed by this court ex-parte has been set aside and permission granted to the non-applicant No.1 to file reply.
3. The application disposed off accordingly.

**Place : Akola.**  
**Date : 08/08/2025.**

**Sd/-**  
**( D. S. Paikrao )**  
**Judge,**  
**Labour Court, Akola**