

EXH.NO.:-

BEFORE HON'BLE SHRI.A.R.MAHAJAN, PRESIDENT,  
INDUSTRIAL COURT, MAHARASHTRA, AT MUMBAI

TRANSFER APPLICATION(ULP)NO.20/2015

IN

Miscellaneous Criminal Contempt No.30 of 2012

IN

Civil Contempt No.2/2012

Rohit Rajan Agarwal,  
Adult, residing at  
B-408, RidhiSidhiRatna,  
Kanti Nagar, Andheri East,  
Mumbai-400 059,  
Mobile:- 9820023457

..... Applicant  
( Original complainant in  
Complaint(ULP)No.15/2003)

Versus

1) M/s.International Gemological Institute India Pvt.Ltd.,  
2) Mr.Tehmasp Printer,  
3) Ms Sindhu Loyal,  
4) Mr.Dara Mistry,  
5) Mr.Manek Mistry,  
Having their address at -  
404 Mani Mahal,  
11/21, Mathew Road,  
Opera House, Mumbai- 400 004. .... Respondent Company/Accused

JUDGMENT

( DATE :- 19.1.2016)

1) This is an application for transferring Miscellaneous Criminal Contempt No.30/2012 as well as Civil Contempt No.2/2012 from 2<sup>nd</sup>

Labour Court,Mumbai, which is lying vacant to any Court which is functioning.

2) The strength of the Labour Courts,Mumbai is 11. As against this, only two Labour Judges are functioning and two Labour Judges are working as Courts under Workmen's Compensation Act. The establishment is too short of Judges and the Courts which are functioning are already overburdened with their own cases as well as taking matters as In-charge Court. It is, therefore, desirable that one has to wait for some time so that if the establishment gets few more Judges, difficulties can be solved. There is no point in transferring the matter to any Court, i.e. only two Courts which are functioning as Labour Courts, Mumbai and two Courts as Workmen's Compensation Courts. Since I have already observed that they are overburdened with their own work, the application can be considered after the period of two months. Liberty is granted to the applicant to move the Court if the situation so demands. At present, there is no merit in the application. The same stands rejected. No order as to costs.

Sd/-

Date :- 19.1.2016

( A.R.Mahajan )

President,  
Industrial Court, Maha.Mumbai.

(A.S.Jagdale)

Registrar,  
Industrial Court, Maharashtra,  
Mumbai,

Date :- .1.2016