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IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION  
WRIT PETITION NO.6233 OF 2010

Tirumala Hospitality Services Pvt.Ltd. ...Petitioner  
vs.  
Sachin Ganpat Yadav & Anr. ...Respondents

ALONG WITH  
WRIT PETITION NO.6262 OF 2010

Tirumala Hospitality Services Pvt.Ltd. ...Petitioner  
vs.  
Anil Ganpat Gaikwad & anr. ...Respondents

ALONG WITH  
WRIT PETITION NO.6263 OF 2010

Tirumala Hospitality Services Pvt.Ltd. ...Petitioner  
vs.  
Vinod Suryawanshi & Ors. ...Respondents

ALONG WITH  
WRIT PETITION NO.6264 OF 2010

Tirumala Hospitality Services Pvt.Ltd. ...Petitioner  
vs.  
Vinod Rahul Suryawanshi & Anr. ..Respondents

ALONG WITH  
WRIT PETITION NO.6265 OF 2010

Tirumala Hospitality Services Pvt.Ltd. ...Petitioner  
vs.  
Santosh Keshav Guhagarkar & Anr. ...Respondents

Mr.J.P.Cama, Senior Advocate, with Harshad Gokhale, Alman  
Mehta, Hemant Telkar i/b M/s.Haresh Mehta & Co. for the  
petitioner  
Mr.Neel Helekar for respondent no.2  
Ms Jane Core for the respondent no.1

CORAM :A.S.OKA,J.

DATE : NOVEMBER 30,2010

P.C.

1 After arguing the matter for some time, considering the inadequacy of the reasons recorded in the impugned order, the learned counsel for the 1<sup>st</sup> respondent in these petitions agrees that the impugned orders be quashed and set aside with a direction to the learned Member of the Industrial Court to hear and decide the applications at Exh.U-2 (applications for interim relief) afresh. It is agreed between the parties that till the applications are decided afresh, ad-interim order contained in clause (4) of the order dated 11<sup>th</sup> October 2010 will continue to operate.

2 Hence, the petitions are disposed of by passing following order :

- i) Impugned Judgment and Order dated 14<sup>th</sup> July 2010 is quashed and set aside. The applications for interim relief at Exh.U-2 are restored to the file of the Industrial Court.
- ii)The learned Member of the Industrial Court shall hear and decide the applications afresh as early as possible and in any event within a period of two months from the date on which an authenticated copy of this order is produced before the concerned Court. If the complaints are pending in different Courts, the same shall be transferred to one and the same Court.
- iii)Till the applications at Exh.U-2 are heard and decided afresh, it will be open for the first respondent in this petition to report to the duty at the place where he is transferred. This action will

be without prejudice to the rights and contentions of the first respondent in the pending proceedings. If the first respondent reports to the duty at the place of transfer, the petitioner will allow the first respondent to work.

iv) All contentions of the parties in the pending proceedings are kept open.

v) The applications at Exh.U-2 shall be decided on its own merits.

vi) The petitions are partly allowed in above terms with no order as to costs.

vii) All concerned to act upon an authenticated copy of this order.

JUDGE