

ITEM NO.301

COURT NO.8

SECTION IX-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

MISCELLANEOUS APPLICATION Diary No(s).75428/2025 in SLP(C) No. 7316/2025

**THE COMMISSIONER, MUNICIPAL CORPORATION
OF GREATER MUMBAI**

**Petitioner(s)/
Applicant(s)**

VERSUS

KACHARA VAHATUK SHRAMIK SANGH

Respondent(s)

[PART-HEARD BY : HON'BLE AHSANUDDIN AMANULLAH AND HON'BLE R. MAHADEVAN, JJ.]

(IA No. 339066/2025 - CONDONATION OF DELAY IN FILING APPLICATION FOR EXTENSION OF TIME

IA No. 339064/2025 - EXTENSION OF TIME

IA No. 160890/2026 - EXTENSION OF TIME)

Date : 12-10-2026 This matter was called for hearing today.

CORAM :

**HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH
HON'BLE MR. JUSTICE R. MAHADEVAN**

For Petitioner(s) Mr. Dhruv Mehta, Sr. Adv.
 Mr. Ashish Wad, Adv.
 Mr. Siddharth Dharmadhikari, Adv.
 Mr. Manoj Wad, Adv.
 Ms. Swati Arya, Adv.
 Mr. Deepanshu Verma, Adv.
 For M/s J S Wad And Co, AoR

For Respondent(s) Ms. Rupali Francesca Samuel, Adv.
 Mr. Yash S. Vijay- 3775, AoR
 Mr. Shikhar Aggarwal, Adv.
 Mr. Joshua Tom Thomas, Adv.

Signature Not Verified
 Digitally signed by
 SAPNA BISHT
 Date: 2026.10.14
 16:47:52 IST
 Reason: 

O R D E R

Heard Mr. Dhruv Mehta, learned Senior Counsel for the

petitioner/applicant and Ms. Rupali Francesca Samuel, learned counsel for the respondent-Sangh.

2. Delay in filing the application for extension of time is condoned.

3. The present matter basically relates to payments, which have to be made to the members of the respondent-Sangh relating to their dues in terms of the award dated 22.03.2021 passed in their favour by the Industrial Tribunal, Mumbai in Reference (IT) No.81 of 2005, which covered 580 members of the respondent-Sangh.

4. As of now, 344 members have been identified and paid the dues, out of which, with regard to 42 members, dispute with regard to the actual amount payable is pending and is still in the process of verification.

5. It is assured by learned Senior Counsel for the petitioner that the same would be done in a time-bound manner and latest within two months from today. With regard to the remaining members, it appears that all measures taken have ended in a blind wall and there is no further progress.

6. Having regard to the aforesaid, we find that the petitioner has been making efforts for ensuring that the compliance of the said award takes place but due to the reasons as indicated above, the same has not been fully implemented/complied with. In such view of the matter, the present matter is disposed of in the following terms:-

(a) the parties shall approach the Maharashtra State Legal Services Authority with all the details which are available with them in the matter and hand over a list of all the

remaining workers with their full particulars, especially relating to their residence. The Member Secretary of the Maharashtra State Legal Services Authority shall forward the same to the District Legal Services Authority, who in turn through their Para-Legal Volunteers, would make all efforts to locate, either the said member(s) or their heirs. The said exercise be completed within the next two months. Thereafter, depending on the result, if any member is located, the petitioner shall ensure that the said member, who may be covered by the said award in question, is paid his/her dues in full, within the next one month in terms of what has been indicated in the order dated 03.03.2025 passed by this Court in SLP(C) No.7316 of 2025.

(b) the above exercise would be in addition to any other mode, which the petitioner in cooperation with the respondent shall undertake for such payment.

7. The application(s) for extension of time and also the Miscellaneous Application stand disposed of in the aforementioned terms.

8. The matter shall be listed every three months before this Court when up-to-date details of the exercise as indicated above, shall be brought on record to enable the Court to take stock of the fact whether the parties are vigilant in pursuing the matter and that the same is not abandoned.

9. Before parting, we indicate that as the matter relates to payment of dues of persons, who are at the lowest strata of the society, parties must take pro-active role for ensuring that the

amount, which is due and payable to such members, reaches them or their heirs, at the earliest.

10. Thereafter, if any party, be the petitioner or the respondent or the member, who may be located and comes forward to raise the claim, is aggrieved by any action of the petitioner with regard to payment, such person is also given the liberty to directly file an Application in the present matter, after moving before the Grievance Redressal Committee set up by the petitioner for the present issue, which is directed to take up the grievance and decide the same finally within one month of the dispute being brought before the Committee.

11. Pending application(s), if any, shall also stand disposed of.

(SAPNA BISHT)
COURT MASTER (SH)

(ANJALI PANWAR)
ASSISTANT REGISTRAR