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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 23rd June 2005

No. 5272-li/1(BH)-20/2003-L. E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 19th April 2005 in Industrial Dispute Case No. 73 of 2003 of the Presiding Officer, Labour Court, Sambalpur to whom the industrial disputes between Shri Sudam Moharana, Contractor of M/s. Orissa Poly Fibres Ltd., Dhenkanal and its workman Shri Nirakar Naik represented through the President, Orissa Synthetics Shramik Sangha was referred for adjudication is hereby published as in the Schedule below :

### SCHEDULE

IN THE COURT OF THE PRESIDING OFFICER  
LABOUR COURT, SAMBALPUR

INDUSTRIAL DISPUTE CASE No. 73 OF 2003

Dated the 19th April 2005

*Present :*

Shri G. N. Patra, LL. B.  
Presiding Officer, Labour Court  
Sambalpur.

*Between :*

The Management of .. First Party—Management  
Shri Sudam Moharana, Contractor  
of M/s. Orissa Poly Fibres Ltd.  
Dhenkanal, Dist. Dhenkanal.

And

Its Workman .. Second Party—Workman  
Shri Nirakar Naik, C/o. President  
Orissa Synthetics Shramik Sangha  
At Mahavir Bazar, Dhenkanal  
Dist. Dhenkanal.

Appearances :

|                                |    |      |
|--------------------------------|----|------|
| For the First Party—Management | .. | None |
| For the Second Party—Workman   | .. | None |

AWARD

1. This is a reference made by the Government of Orissa, Labour & Employment Department under Sections 10 and 12 of the Industrial Disputes Act, 1947 vide Memo No. 11288 (6), dated the 24th November 2003 for adjudication as to whether the termination of services of Shri Nirakar Naik, Contract Labour with effect from the 12th December 2002 by Shri Sudam Moharana, Contractor of M/s. Orissa Poly Fibres Ltd., At Laxminagar, P. O. Baulpur, Dist. Dhenkanal is legal and/or justified ? If not, what relief is Shri Naik entitled to ?

2. The second party workman neither filed his Statement of Claim nor took any step in the Court as per order of the State Government, Labour & Employment Department contained in the reference and also on issue of repeated notices from the Court and in spite of repeated adjournment. As it appears, the workman is not interested to proceed with the present case. Hence I do hereby pass a “No Dispute Award” so far as the present reference is concerned.

Dictated and corrected by me.

G. N. PATRA  
19-4-2005  
Presiding Officer  
Labour Court, Sambalpur

G. N. PATRA  
19-4-2005  
Presiding Officer  
Labour Court, Sambalpur

By order of the Governor  
D. MISHRA  
Under-Secretary to Government