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LABOUR & EMPLOYMENT DEPARTMENT

NOTIFICATION

The 10th January 2006

No. 309—li/1(B)-99/2003-L. E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 31st December 2005 in Industrial Dispute Case No. 13 of 2003 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the industrial disputes between the Management of M/s Bhiwaniwala Jute Fibres Private Limited, Nachhipur, District Cuttack and its Workmen represented through Bhiwaniwala Jute Fibres Mazdoor Sangha, At Nachhipur, P.O. Bhatpatna, District Cuttack was referred for adjudication is hereby published as in the Schedule below :

SCHEDULE

INDUSTRIAL TRIBUNAL, ORISSA, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 13 OF 2003

Dated the 31st December 2005

Present :

Sk. Jan Hossain, o.s.j.s. (Sr. Branch)
Presiding Officer, Industrial Tribunal
Bhubaneswar.

Between :

The Management of .. First Party—Management
M/s Bhiwaniwala Jute Fibres
Private Limited,
Nachhipur, Cuttack.

And

Its Workmen represented through .. Second Party—Workmen
Bhiwaniwala Jute Fibres Mazdoor Sangha,
At Nachhipur, P.O. Bhatpatna, Dist. Cuttack.

Appearances :

For both the parties . . . None

AWARD

The Government of Orissa in the Labour & Employment Department in exercise of powers conferred upon them by sub-section (5) of Section 12, read with clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) have referred the following dispute for adjudication vide their Order No. 11927–li/1 (B)-99/2003-L.E., dated the 15th December 2003 :—

“Whether the demand of Bhiwaniwala Jute Fibres Mazdoor Sangha for payment of bonus @ 10% for the accounting year 2002-2003 to the workmen of the Factory by the management of M/s Bhiwaniwala Jute Fibres Limited, Nachhipur, Cuttack is legal and or justified ? If not, what should be the details ?”

2. This case was posted to the 29th December 2005 for filing claim statement by the second party-union.

The record reveals that despite notices issued from the Government as well as from this Tribunal, the second party-union neither appeared nor filed its claim statement. This is a case of 2003 and no fruitful purpose would be served by keeping the proceeding pending any further. The conduct of the second party-union leads me to draw an inference that the second party-union is no more interested in the “lis”. In the circumstances therefore, a no dispute Award is passed in so far as the present reference is concerned.

Dictated and corrected by me.

Sk. JAN HOSSAIN
31-12-2005
Presiding Officer
Industrial Tribunal
Bhubaneswar

Sk. JAN HOSSAIN
31-12-2005
Presiding Officer
Industrial Tribunal
Bhubaneswar

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