

# The Orissa Gazette

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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 7th December 2007

No. 13199—li/1(J)-37/2005-L. E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 1st August 2007 in Industrial Dispute Case No. 25 of 2005 of the Presiding Officer, Labour Court, Jeypore to whom the industrial disputes between the Management of M/s Sai Industry, Jaykaypur, Dist. Rayagada and its workman Shri K. Srinivas Rao was referred for adjudication is hereby published as in the Schedule below :

#### SCHEDULE

IN THE COURT OF THE PRESIDING OFFICER  
LABOUR COURT, JEYPORE, KORAPUT  
INDUSTRIAL DISPUTE CASE No. 25 OF 2005  
Dated the 1st August 2007

*Present :*

Shri G. K. Mishra, O.S.J.S. (Jr. Branch),  
Presiding Officer, Labour Court,  
Jeypore, Dist. Koraput.

*Between :*

The Management of  
M/s Sai Industry, Jaykaypur,  
At/P.O. Jaykaypur, Dist. Rayagada.

.. First Party—Managements

Shri B. Laxman Rao,  
At Aurobindo Nagar,  
P.O. Jaykaypur, Dist. Rayagada.

*Versus*

Its Workman  
Shri K. Srinivas Rao,  
Yellampata New Colony, Rayagada,  
At/P.O. Rayagada, Dist. Rayagada.

.. Second Party—Workman

Under Sections 10 and 12 of the Industrial Disputes Act, 1947

*Appearances :*

For the Management	..	None
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For the Workman	..	None
Date of Award	..	1-8-2007

The Government of Orissa in the Labour & Employment Department in exercise of the powers conferred upon them under 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 disputes vide their Order No. 10749-L.E., dated the 16th December 2005 for adjudication of the following disputes :

SCHEDULE

“Whether the termination of services of Shri K. Srinivas Rao, Helper by the Employer M/s Sai Industry, Jaykaypur, Dist. Rayagada with effect from the 29th November 2004 is legal and/or justified ? If not, to what relief is Shri Rao entitled ?”

AWARD

2. The workman is found absent. He has been directed by this court after receipt of statement of claims on the 7th January 2006 inconsonance with the notice issued by this court on the 19th April 2006, to submit a duplicate copy of claim statement along with requisite to serve the same on the management vide notice issued by this court on the 17th May 2006 and the 28th June 2007, but the workman did not submit any duplicate copy of the claim statement and requisities which is essential compliance on his part. As per the mandate prescribed by the statute he is to submit the required compliance within 15 days of the receipt of the reference and the court may allow two times for a another period of 15 days not exceeding three months. The case is lingering for compliance on his part since 2005. By this time the case could have been disposed as mandatory by the statute. Further extention of time by defraying expenses by the court will not serve any purpose. Therefore, in order to avoid such laxity on the part of the workman, I find no other alternative than to close the case without giving further opportunities for the interest of justice.

Hence ‘No Dispute Award’ is passed accordingly.

Dictated and corrected by me.

G. K. MISHRA  
1-8-2007  
Presiding Officer  
Labour Court, Jeypore, Koraput

G. K. MISHRA  
1-8-2007  
Presiding Officer  
Labour Court, Jeypore, Koraput

By order of the Governor  
P. MALLICK  
Under-Secretary to Government