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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 21st July 2009

No. 6677—li/1(BH)-17/2000(pt.)-L. E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 13th March 2009 in I. D. Case No. 244 of 2008 of the Presiding Officer, Industrial Tribunal Bhubaneswar to whom the Industrial Dispute between the management of Balasore District Co-operative Central Bank Ltd., Balasore, P. O./Dist. Balasore and their workman Shri Kamal Lochan Das Mohapatra was referred for adjudication is hereby published as in the Schedule below. —:

### SCHEDULE

IN THE INDUSTRIAL TRIBUNAL, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 244 OF 2008

Dated the 13th March 2009

*Present :*

Shri P. C. Mishra, o.s.J.s.(Sr. Branch)  
Presiding Officer, Industrial Tribunal  
Bhubaneswar.

*Between :*

The Secretary, Balasore .. First Party—Management  
District Co-operative  
Central Bank , Balasore  
P.O./Dist. Balasore.

And

Shri Kamal Lochan Das Mohapatra .. Second Party—Workman  
At/P. O. Purusottampur, Via Komanda  
Dist. Balasore.

*Appearances :*

For both the parties

.. None

## AWARD

Originally, the Government of Orissa in the Labour & Employment Department had referred the following dispute for adjudication by the Presiding Officer, Labour Court, Bhubaneswar vide its Order No.1072—li/1(BH)- 17/2000 -L.E ., dated the 27th January 2001 but subsequently it transferred the dispute to be adjudicated by the Presiding Officer, Industrial Tribunal, Bhubaneswar vide its Order No.4138—li-21-32/2007-LE., dated the 4-4-2008.

“Whether the terminations of service of Shri K. L. Das Mohapatra (Cadre Secretary) by the management of M/s. Balasore D. C. C. Bank Ltd., Balasore w. e. f. the 4-5-1999 is legal and /or justified ? If not, to what relief Shri Das Mohapatra is entitled ?”

2. In this case the second party workman has filed his claim statement. The management despite notice did not file its written statement and was set *ex parte* vide Order dated the 19-1-2009. The second party workman was thereafter noticed for *ex parte* hearing and in spite of notice he did not appear. From the conduct of the workman, it can safely be presumed that he is no more interested to pursue the litigation. In absence of any evidence it is not possible to answer the reference in any manner. Hence, a “ No Dispute Award” is passed in so far as the present reference is concerned.

Dictated and corrected by me.

P. C. MISHRA  
13-3-2009  
Presiding Officer  
Industrial Tribunal , Bhubaneswar

P. C. MISHRA  
13-3-2009  
Presiding Officer  
Industrial Tribunal, Bhubaneswar

By order of the Governor  
K. C. BASKE  
Under-Secretary to Government