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LABOUR & EMPLOYMENT DEPARTMENT

NOTIFICATION

The 28th July 2009

No.6861—li/1(B)76/1992(Pt.)-LE.— In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 26th March 2009 in I. D. Case No.41/2008 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the Industrial Dispute between the Management of the Managing Director, M/s Eastern Metal & Ferro Alloys Ltd., At/P.O. Haridaspur, Dist. Jajpur and their Workmen represented through the General Secretary, Haridaspur Alloys Workers Union, At/P.O. Dhanmandal, Dist. Jajpur was referred for adjudication is hereby published as in the Schedule below:

SCHEDULE

IN THE COURT OF THE PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 41 OF 2008

Dated, the 26th March 2009.

Present :

Shri P. C. Mishra, O.S.J.S.(Sr. Branch),
Presiding Officer, Industrial Tribunal,
B h u b a n e s w a r .

Between :

The Managing Director, .. First Party—Management
M/s Eastern Metal & Ferro Alloys Ltd.,
At/P.O Haridaspur
Dist. Jajpur.
And
The General Secretary, .. Second Party—Workman
Haridaspur Alloys Workers Union,
At/P.O Dhanmandal,
Dist. Jajpur.

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.16315/li/1(B)-76/1992-L.E., dated the 8th December 1993, 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-L.E., dated the 4th April 2008 :—

“Whether the termination of services of Shri Gajendra Das, Helper by the management of M/s Eastern Metals & Ferro Alloys Ltd., Haridaspur with effect from the 30th October 1990 is legal and/or justified ? If not, what relief he is entitled to?”

2. In this case, both the parties after filing their respective claim statement and written statement did not appear on the dates of hearing. The second party-workman has not tendered any evidence to substantiate their claim, so also the Management. Under such circumstances, 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 & corrected by me.

P. C. MISHRA

26-03-2009

Presiding Officer

Industrial Tribunal

Bhubaneswar.

P.C. MISHRA

26-03-2009

Presiding Officer

Industrial Tribunal

Bhubaneswar.

By order of the Governor

K.C. BASKE

Under-Secretary to Government