

# The Orissa Gazette

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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 30th January 2009

No. 820–li/1(B)-65/2007(pt.)-L E.–In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 22nd December 2008 in Industrial Dispute Case No. 13/2008 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the industrial disputes between the Management of M/s Mohanlal (P) Ltd., Cuttack and their Workman Sk. Nayeem Bux was referred for adjudication is hereby published as in the Schedule below :

### SCHEDULE

IN THE COURT OF THE INDUSTRIAL TRIBUNAL, ORISSA, BHUBANESWAR  
INDUSTRIAL DISPUTE CASE No. 13 OF 2008  
Dated the 22nd December 2008

*Present :*

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

*Between :*

Shri Ashok Kumar Agarwalla, .. First Party—Management  
M/s. S. Mohanlal Pvt. Ltd.,  
Jaunliapatty, Cuttack.

And

Sk. Nayeem Bux, .. Second Party—Workman  
C/o Sk. Khalil Bux,  
At Sutahat, Pana Sahi, Cuttack  
Dist. Cuttack.

*Appearances :*

For the both the parties . . . None

### AWARD

The Government of Orissa in the Labour & Employment Department in exercise of power 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. 3866—li/1(B)-65/2007-LE., dated the 29th March 2008.

“Whether the action of the management of M/s. S. Mohanlal Pvt. Ltd., Jaunliapatty, Cuttack in terminating the services of Sk. Nayeem Bux with effect from the 23rd January 2007 is legal and/or justified ? If not, to what relief the workman Sk. Nayeem Bux is entitled ?”

2. In this case, the second party has not filed his statement of claims despite direction of the Government in the Labour & Employment Department and the subsequent notice issued by this Tribunal. From the conduct of the second party, there is reason to presume that he is no more interested in the ‘lis’ or the dispute referred has in the meantime been settled between the parties. In the aforesaid circumstance, therefore, this Tribunal has no other option than to pass a dispute Award in the case and accordingly a No Dispute Award is passed in so far as the present reference is concerned.

Dictated and corrected by me.

P. C. MISHRA  
22-12-2008  
Presiding Officer  
Industrial Tribunal, Bhubaneswar

P. C. MISHRA  
22-12-2008  
Presiding Officer  
Industrial Tribunal, Bhubaneswar

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