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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 2nd February 2009

No. 957—li/1(B)-102/2008 (Pt.)-L.E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 5th January 2009 in I. D. Case No. 161 of 2008 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the industrial dispute between the management of M/s Pipili Panchayat Samiti Industries Co-operative Society Ltd. and their workman Shri Kalu Charan Swain was referred for adjudication is hereby published as in the schedule below :

### SCHEDULE

#### IN THE INDUSTRIAL TRIBUNAL, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 161 OF 2008

Dated the 5th January 2009

*Present :*

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

*Between :*

The M. D.-*cum*-Panchayat Industries Officer, .. First Party—Management  
M/s Pipili Panchayat Samiti Industries Co-operative Society Ltd.,  
At/Post Pipili, Dist. Puri.

And

Shri Kalu Charan Swain, .. Second Party—Workman  
S/o Shri Basanta Kumar Swain,  
Vill. Kanhapurpada (Diha Sahi),  
Post/P. S. Pipili,  
Dist. Puri.

*Appearances :*

None

.. For both the parties

### AWARD

Originally, 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. 8564—li-1 (B)-102/1998-LE., dated the 12th August 1998 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 4th April 2008.

“ Whether the termination of service of Shri Kalu Charan Swain, Temporary Clerk with effect from the 1st October 1996 by the management of M/s Pipili Panchayat Samiti Industries Co-operative Society Ltd., At/P.O. Pipili, Dist. Puri is legal and/or justified ? If not, to what relief Shri Swain is entitled ? ”

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 circumstance, 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  
5-1-2009  
Presiding Officer  
Industrial Tribunal  
Bhubaneswar

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5-1-2009  
Presiding Officer  
Industrial Tribunal  
Bhubaneswar

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