

The Orissa Gazette

EXTRAORDINARY
PUBLISHED BY AUTHORITY

No. 393 CUTTACK, TUESDAY, MARCH 17, 2009 / FALGUNA 26, 1930

LABOUR & EMPLOYMENT DEPARTMENT

NOTIFICATION

The 21st February 2009

No. 1781—li/1(B)-127/1995(Pt.)-L. E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 6th February 2009 in Industrial Dispute Case No. 127 of 2008 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the industrial dispute between the Management of M/s. IPITEX International Limited, Bhubaneswar and its workman Miss Gita Brahma was referred to for adjudication is hereby published as in the Schedule below :

SCHEDULE

IN THE INDUSTRIAL TRIBUNAL, ORISSA, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 127 OF 2008

Dated the 6th February 2009

Present :

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

Between :

The Managing Director,
M/s. IPITEX International Limited,
S-3/13, Mancheswar Industrial Estate,
Bhubaneswar.

.. First Party—Management

And

Miss Gita Brahma,
C/o. President IPITEX Workers Union,
32, Ashoknagar, Bhubaneswar.

.. Second Party—Workman

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. 9825—li/1(B)-127/1995-L.E., dated the 14th August 1996, 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 action of the management of M/s. IPITEX International Limited, Bhubaneswar in dismissing the services of Miss Gita Brahma, Tailor, with effect from the 10th November 1994 is legal and/or justified ? If not, to what relief she is entitled ?”

2. In this case, both the parties have filed their respective claim statement and written statement. At the stage of hearing since the management remained absent. It was set *ex parte* vide Order No. 30, dated the 1st November 2004 and thereafter, the case was posted for *ex parte* hearing. The workman despite several opportunities also neither appeared nor took any step in the matter. The aforesaid conduct of the workman leads this Tribunal to draw an inference that the claimant is no more interested in the proceeding, perhaps for the reason that the dispute is no more and it has been settled in the meantime. In the circumstance, therefore a No Dispute Award is passed in so far as the present reference is concerned.

Dictated and corrected by me.

P. C. MISHRA
6-2-2009
Presiding Officer
Industrial Tribunal, Bhubaneswar

P. C. MISHRA
6-2-2009
Presiding Officer
Industrial Tribunal, Bhubaneswar

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