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LABOUR & EMPLOYMENT DEPARTMENT

NOTIFICATION

The 25th March 2009

No. 3150—li/1(B)-162/1998 (Pt.)-L. E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 26th February 2009 in Industrial Dispute Case No. 177/2008 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the industrial dispute between the Management of Managing Director, O.M.C. Ltd., Bhubaneswar and their Workman Smt. Kanta Patra was referred to for adjudication is hereby published as in the Schedule below :

SCHEDULE

IN THE INDUSTRIAL TRIBUNAL, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 177 OF 2008

Dated the 26th February 2009

Present :

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

Between :

The Managing Director, .. First Party —Management
Orissa Mining Corporation Ltd.,
Bhubaneswar.

And

Smt. Kanta Patra, .. Second Party—Workman
W/o. Debaraj Patra,
At. Jharana Sahi, Sisubhawan Chhack,
Bhubaneswar, Orissa.

Appearances :

None .. For both the parties.

AWARD

1. 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. 13697-li/1 (B)-162/1998-LE, dated 1st December 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 4th April 2008.

“Whether the action of the management of Orissa Mining Corporation Ltd., Bhubaneswar in terminating the service of Smt. Kanta Patra, Sweepress w.e.f. the 11th May 1994 is legal or justified ? If not, what relief She 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 her 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
26-2-2009
Presiding Officer
Industrial Tribunal, Bhubaneswar

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26-2-2009
Presiding Officer
Industrial Tribunal, Bhubaneswar

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