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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 22nd May 2009

No. 4589—li/1(BH)-30/2006-L.E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 25th March 2009 in Industrial Dispute Case No. 10/2007 of the Presiding Officer, Labour Court, Sambalpur to whom the industrial dispute between the Management of M/s Eastern Minerals & Alloys Private Limited, Bamanipal Ferro Alloys Plant, Baliparbat, Keonjhar and its workman Shri Lalmohan Das, Heavy Vehicle Driver was referred for adjudication is hereby published as in the Schedule below :

#### SCHEDULE

IN THE COURT OF THE PRESIDING OFFICER  
LABOUR COURT, SAMBALPUR

INDUSTRIAL DISPUTE CASE No. 10 OF 2007

Dated the 25th March 2009

*Present :*

Smt. Suchismita Misra, LL.M.  
Presiding Officer, Labour Court,  
Sambalpur.

*Between :*

The Management of .. First Party—Management  
M/s Eastern Minerals & Alloys Pvt. Ltd.  
Bamanipal Ferro Alloys Plant,  
Baliparbat, Keonjhar.

And

Its Workman .. Second Party—Workman  
Shri Lalmohan Das  
Heavy Vehicle Driver  
C/o General Secretary  
North Orissa Workers Union  
Orampara, Rourkela-12  
Dist. Sundargarh.

*Appearances :*

For the First Party—Management	.. None
For the Second Party—Workman	.. None

## AWARD

The Government of Orissa in the Labour & Employment Department in exercise of the powers conferred upon them by sub-section (5) of Section 12 read with Clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) and by their order No. 2767—li/1(BH)-30/2006-L.E., dated the 24th March 2007 have referred the following disputes for adjudication by this Court.

“Whether the action of the management of M/s. Eastern Minerals & Alloys Pvt. Ltd., Bamanipal Ferro Alloys Plant, Baliparbat, Keonjhar in terminating the services of Shri Lalmohan Das, Heavy Vehicle Driver with effect from the 27th December 2002 is legal and/or justified ? If not, what relief Shri Das is entitled to ?”

2. In the instant proceeding the second-party workman and the first-party management though filed their pleadings i.e. the claim statement and written statement respectively, yet they did not take any step for commencement of hearing of the case. They also did not appear before the Court despite notices being sent to them. From this it could be safely inferred that either the workman, at present has no dispute with the management or their dispute has been settled between them amicably outside the Court in the meantime. Accordingly an award of no dispute is passed in so far as the reference is concerned.

Dictated and corrected by me.

SUCHISMITA MISRA  
25-03-2009  
Presiding Officer  
Labour Court, Sambalpur

SUCHISMITA MISRA  
25-03-2009  
Presiding Officer  
Labour Court, Sambalpur

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