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LABOUR & EMPLOYMENT DEPARTMENT

NOTIFICATION

The 12th July 2010

No. 5679—li/1-(B)-109/2001-L.E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 11th March 2010 in Industrial Dispute Case No. 284 of 2008 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the Industrial Dispute between the Management of M/s. BOC India Ltd. and its Workman Shri Krishna Jaiswal represented through Cuttack Commercial Workers' Union, Cuttack was referred to for adjudication is hereby published as in the Schedule below :

SCHEDULE

IN THE LABOUR COURT, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 284 OF 2008

Dated the 11th March 2010

Present :

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

Between :

The Managing Director,
BOC India Ltd.,
48/1, Diamond Harbour Road,
Calcutta - 700 027.

.. First-party—Management

And

Shri Krishna Jaiswal,
C/o General Secretary,
Cuttack Commercial Workers' Union,
Gosala Road, Nayabazar, Cuttack.

.. Second-party—Workman

Appearances :

None

.. For both the Parties

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. 3678-li/1-(B)-109/2001-L.E., dated the 15th March 2002 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 termination of employment of Shri Krishna Jaiswal by the management of M/s BOC India Ltd. with effect from 25-3-1996 is legal and/or justified ? If not, what relief Shri Jaiswal is entitled to ?”

2. In this case, both the parties after filing their respective claim statement and written statement did not appear on the date of hearing. The Second party-workman has not tendered any evidence to substantiate his claim, which leads this Tribunal to presume that he is no more interested in the present “lis”. Under such circumstances, 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 which is lingering since 2002.

Dictated and corrected by me.

P. C. MISHRA

11-3-2010

Presiding Officer, Industrial Tribunal
Bhubaneswar

P. C. MISHRA

11-3-2010

Presiding Officer, Industrial Tribunal
Bhubaneswar

By order of the Governor

K. C. BASKE

Under-Secretary to Government