

# The Orissa Gazette

EXTRAORDINARY  
PUBLISHED BY AUTHORITY

---

---

No. 264 CUTTACK, TUESDAY, FEBRUARY 23, 2010 / FALGUNA 4, 1931

---

---

## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 4th February 2010

No. 798—li/1(B)-79/2001-LE.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 10th December 2009 in I. D. Case No. 282 of 2008 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the industrial dispute between the Management of M/s Jagannath Plastipack Pvt. Ltd., New Industrial Estate, Jagatpur, Cuttack and their workmen represented through the General Secretary, Jagatpur Industrial Workers Union, Gosala Road, Nayabazar, Cuttack-4 was referred to for adjudication is hereby published as in the Schedule below :

#### SCHEDULE

#### INDUSTRIAL TRIBUNAL, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 282 OF 2008

Dated the 10th December 2009

*Present :*

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

*Between :*

The Managing Director, .. First Party—Management  
M/s Jagannath Plastipack Pvt. Ltd.,  
New Industrial Estate, Jagatpur,  
Cuttack.

And

The General Secretary, .. Second Party—Workmen  
Jagatpur Industrial Workers Union,  
Gosala Road, Nayabazar, Cuttack-4.

**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.3583—li/1 (B)-79/2001-LE., dated the 14th 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-LE., dated the 4th April 2008.

“Whether the termination of services of Shri Rajkishore Giri, Gardner and Smt. Anjana Giri, Bagging Helper with effect from the 8th April 1999 by the management of M/s Jagannath Plasticpack Pvt. Ltd., New Industrial Estate Jagatpur, Cuttack is legal and/ or justified ? If not, what relief Shri & Smt. Giri are entitled to get ?”

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. 13, dated the 4th November 2008 and thereafter the case was posted for *ex parte* hearing. The workmen despite several opportunities also neither appeared nor took any step in the matter. The aforesaid conduct 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, which is lingering since 2002.

Dictated and corrected by me.

P. C. MISHRA  
10-12-2009  
Presiding Officer  
Industrial Tribunal, Bhubaneswar

P. C. MISHRA  
10-12-2009  
Presiding Officer  
Industrial Tribunal, Bhubaneswar

---

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