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LABOUR & EMPLOYMENT DEPARTMENT

NOTIFICATION

The 4th February 2010

No. 803—li/1(B)-383/1991-LE.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 30th November 2009 in I. D. Case No.35 of 2008 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the industrial dispute between the management of M/s Atlas Engineering Works Pvt. Ltd., S-3, Shed No. 26-29, Mancheswar I.E., Rasulgarh, Bhubaneswar-10 and their workman Shri Gouranga Ch. Das was referred to for adjudication is hereby published as in the Schedule below :

SCHEDULE

IN THE INDUSTRIAL TRIBUNAL, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 35 OF 2008

Dated the 30th November 2009

Present :

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

Between :

The Managing Director,
M/s Atlas Engineering Works Pvt. Ltd.,
S-3, Shed No. 26-29,
Mancheswar I. E., Rasulgarh,
Bhubaneswar-10, Regd. Office 2-C,
W. B.-1, I. D. C. Industrial Area,
P. O. Kalyani, Dist. Nadia (W. B.).

.. First Party—Management

And

Shri Gouranga Ch. Das,
C/o Lokanath Dutta,
Maguram Pharma Tech. Pvt. Ltd.,
Mancheswar I. E., Rasulgarh,
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.6952—li/1 (B)-383/1991-LE., dated the 23rd May 1992 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 Gouranga Ch. Das, Draftsman by the management of M/s. Atlas Engineering Works (P) Ltd., Bhubaneswar with effect from the 7th January 1991 is legal and/ or justified ? If not, to what relief is he entitled ?”

2. In this case the second party-workman has filed his claim statement and so also the management has filed its written statement. On the date of hearing the management did not appear and consequently it was set *ex parte* vide order, dated the 20th July 2001. The second party-workman remained content thereafter by filing petitions for adjournment and ultimately took no step on the 29th September 2009. The conduct of the workman leads this Tribunal to presume that he is no more interested to pursue the proceeding. In absence of any evidence 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
30-11-2009
Presiding Officer
Industrial Tribunal, Bhubaneswar

P. C. MISHRA
30-11-2009
Presiding Officer
Industrial Tribunal, Bhubaneswar

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