

# The Orissa Gazette

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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 17th April 2010

No. 3115—li/1(BH)-43/99-L.E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the award, dated the 15th December 2009 in I.D. Case No. 31 of 2000 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the Industrial Dispute between the Management of M/s Baba Enterprises, Manikhanda, P.O. Motiganj, Dist. Balasore and the General Secretary, Birla Tyres Workers' Union, Proof Road, Parhuan Pata, Balasore was referred to for adjudication is hereby published as in the schedule below :

### SCHEDULE

Present :

IN THE COURT OF PRESIDING OFFICER INDUSTRIAL TRIBUNAL  
BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 31 OF 2000

Dated the 15th December 2009

Between :

M/s Baba Enterprises,  
Manikhanda,  
Post : Motiganj  
Dist. Balasore.

.. First-party Management

And

The General Secretary,  
Birla Tyres Workers' Union,  
Proof Road, Parhuan Pata,  
Balasore.

.. Second-party Workman

...

Appearances :

Both the Parties

.. None

### AWARD

The Government of Orissa in the Labour & Employment Department in exercise of powers conferred upon them by sub-section (5) of Section 12, readwith Clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) have referred the following dispute for adjudication vide their Order No. 6708–li/1 BH-43/99-LE, dated 19-5-2000.

“Whether the action of the management of M/s Baba Enterprises, a Contractor of M/s Birla Tyres in effecting retrenchment of 75 Nos. of workman with effect from the date mentioned against each in Annexure-D is legal and /or justified ? If not, to what relief they are entitled ?”

2. In this case, the workman after filing his claim statement did not appear on the dates of hearing. The management also neither appeared nor filed written statement. The notices sent to the parties by Regd. post is held sufficient. The conduct of the parties leads this Tribunal to draw an inference that the parties are no more interested to contest the “Lis” perhaps for the reason that the dispute is no more subsisting between them requiring adjudication. Hence, a no dispute Award is passed in so far as the present dispute is concerned.

Dictated and corrected by me.

Sd/-Illegible  
15-12-2009  
Presiding Officer  
Industrial Tribunal  
Bhubaneswar

Sd/-Illegible  
15-12-2009  
Presiding Officer  
Industrial Tribunal  
Bhubaneswar

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