

# The Orissa Gazette

EXTRAORDINARY  
PUBLISHED BY AUTHORITY

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No. 853 CUTTACK, WEDNESDAY, JUNE 2, 2010 / JAISTHA 12, 1932

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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 13th May 2010

No. 3924—li-1(B)-85/2001-LE.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 11th March 2010 in I.D. Case No. 27 of 2001 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the industrial dispute between the Management of Paradeep Phosphates Ltd., Paradeep, Dist. Jagatsinghpur and their workmen represented through the General Secretary, Paradeep Phosphates Mazdoor Union, Paradeep was referred to for adjudication is hereby published as in the Schedule below :

### SCHEDULE

INDUSTRIAL TRIBUNAL, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 27 OF 2001

Dated the 11th March 2010

Present :

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

Between :

The Management of .. First-party Management  
P.P.I., Paradeep,  
Dist. Jagatsinghpur.

And

The General Secretary, .. Second-party Workman  
Paradeep Phosphates  
Mazdoor Union,  
P.P.I. Township, Paradeep,  
Dist. Jagatsinghpur.

Appearances :

For 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 read with 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.17218-II/1(B)-85/2001-L.E., dated 13-12-2001

“Whether the workers numbering 1,532 engaged by the contract Agencies in different operations like Bagging Plant D.A.P.–P.A.P.–S.T.P. Instrumentation-S.A.-P-Fire and Safety Mechanical etc. (as per list to be supplied by the D.L.O. Jagatsinghpur) but who are working in the Paradeep Phosphates Ltd., Paradeep can legally claim to the employees of management of P.P.I. or not. If not, whether they are entitled for wage and other benefits at par with the regular employees or not doing same and similar work or not ?”

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 Union has not tendered any evidence to substantiate its claim, which leads this tribunal to presume that they are no more interested in the Present “lis”. Under such circumstance, it is not possible to answer the reference any manner. Hence, a no dispute award is passed insofar as the present reference is concerned, which is pending since the year 2001.

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

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By order of the Governor

K. C. BASKE

Under-Secretary to Government