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LABOUR & EMPLOYMENT DEPARTMENT

NOTIFICATION

The 1st June 2010

No. 4491-li/1-(BH)-24/2007-L.E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 4th December 2009 in Industrial Dispute Case No. 5 of 2008 of the Presiding Officer, Labour Court, Sambalpur to whom the industrial dispute between the Management of General Manager Smelter Plant NALCO, Angul and their Workman Shri P. C. Agasti represented by NALCO Employees' Sangha was referred to for adjudication is hereby published as in the Schedule below :

SCHEDULE

IN THE COURT OF THE PRESIDING OFFICER, LABOUR COURT
SAMBALPUR

INDUSTRIAL DISPUTE CASE No. 5 OF 2008

Dated the 4th December 2009

Present :

Miss Sarojini Mahapatra, M.A., L.L.B.,
Presiding Officer,
Labour Court,
Sambalpur.

Between :

The Management of
General Manager,
Smelter Plant, NALCO
Angul.

.. First-party Management

And

Their Workman,
Shri P. C. Agasti represented by
General Secretary, NALCO Employees' Sangha,
Smelter Plant, NALCO,
Angul.

.. Second-party Management

Appearances :

For the First-party Management	. . Authorised Representative
For the Second-party Workman	. . NONE

AWARD

This matter arises out of a reference made by the Government of Orissa, Labour & Employment Department under sub-section (5) of Section 12, read with Clause (c) of sub-section (1) of Section 10 of the Industrial Dispute Act, 1947 (24 of 1947) in their reference Memo. No. 3736 (5), dated 28-3-2008 for adjudication of the following questions :—

“Whether the degradation/reduction of the services of Shri P. C. Agasti from S-4 Grade to S-3 Grade by the management of Smelter Plant, NALCO, with effect from 22-4-2006 is legal and/or justified ? If not, to what relief the workman is entitled to ?”

2. On notices being sent the workman did not appear nor the Union appeared nor took any steps on their behalf, although they have filed their claim statement in this case. They did not appear nor took any step and the reasons best known to them. It is an year old case of the year 2008. From this, it can safely be inferred that the workman has no dispute with the management and they have settled their dispute outside the Court in the meantime. Accordingly, the ‘Award of No Dispute’ is passed in so far as the reference is concerned.

Dictated and corrected by me.

S. MAHAPATRA
4-12-2009
Presiding Officer
Labour Court
Samabalpur

S. MAHAPATRA
4-12-2009
Presiding Officer
Labour Court
Samabalpur

By order of the Governor

K. C. BASKE

Under-Secretary to Government
