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LABOUR & EMPLOYMENT DEPARTMENT

NOTIFICATION

The 3rd January 2011

No. 60—li/1(S)-99/1999 (Pt.)-LE.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 22nd April 2010 in Industrial Dispute Case No. 18 /2002 of the Presiding Officer, Labour Court, Sambalpur, to whom the industrial dispute between the Management of M/s Sambalpuri Bastralaya Handloom Co-operative Society Ltd., Bargarh, Dist. Bargarh and its Workman Shri Alekh Behera 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. 18 OF 2002

Dated the 22nd April 2010

Present :

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

Between :

The Management of
M/s Sambalpuri Bastralaya
Handloom Co-operative Society Ltd.,
Bargarh,
Dist. Bargarh.

.. First Party—Management.

And

Its Workman,
Shri Alekh Behera,
S/o Budha Behera,
At/P.O. Phatli Chouk,
Bargarh,
Dist. Bargarh.

.. Second Party—Workman.

Appearances :

Shri H. Patel	..	For the First Party–Management
Auth. Representative.		
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None	..	For the Second Party–Workman

A W A R D

This matter arises out of the reference made by the Government of Orissa, Labour & Employment Department under Sections 10 and 12 of the Industrial Dispute Act, 1947 in Memo. No. 2170 (5), dated the 16th February 2002 for adjudication of the dispute scheduled below :-

“Whether the dismissal of Shri Alekh Behera from services of the management of M/s Sambalpur Bastralaya Handloom Co-operative Society Ltd., Bargarh with effect from 23rd November 1998 is legal and/or justified ? If not, to what relief Shri Behera is entitled ?”

2. The workman Shri Alekh Behera has filed statement of claim and the management has filed written statement. No Dispute Award passed by this Court on Dt. 26-6-2006 as both the parties did not appear to proceed with the case. Thereafter on the petition of the workman Shri Alekh Behera, the case was restored to file by this Court on 28-5-2007. Then both the parties appeared in the Court. On perusal of the record it is seen that the workman is absent since 18-1-2010 and has not taken any steps on his behalf. Neither the workman is present on the date of hearing nor any petition filed by the workman in the Court on each adjournment date, since long he has not taken any steps though sufficient opportunity was given to him to appear and participate in the proceeding. It is an year old case in the year 2002. So it can safely be inferred that the workman has no mind to proceed with this case. Accordingly an award of no dispute is passed so far as the reference is concerned.

Dictated and corrected by me.

S. MAHAPATRA
22-4-2010
Presiding Officer
Labour Court
Sambalpur

S. MAHAPATRA
22-4-2010
Presiding Officer
Labour Court
Sambalpur

By order of the Governor
P. K. PANDA
Under-Secretary to Government