

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 115 OF 2013

Petroleum Employees Union

..Petitioner.

Versus

Dy. Chief Labour Commissioner
[Central] and Another.

..Respondents.

Mr. R. D. Bhat for the Petitioner.

Mr. K. P. Anilkumar for Respondent No.2.

Coram : RANJIT MORE &
SMT. ANUJA PRABHUDESSAI, JJ.

Date : **February 6, 2015.**

P. C. :

1. Heard. Under Rule 25(2)(V)(a) of the Contract Labour (Regulation & Abolition) Act, 1970, any disagreement with regard to the time of work shall be referred to the Regional Labour Commissioner (Central) Western Region, Mumbai to decide the dispute. The learned Counsel appearing for the respective parties agree that power conferred under Rule-6 is to be exercised by the Regional Labour Commissioner (Central) Western Region, Mumbai. They further agree that the dispute be refereed to the Regional Labour Commissioner (Central) Western Region, Mumbai for his decision on type of work performed by the contract workmen in question and whether they are entitled for the benefit of long term

settlement dated 29th July 2010 effective from 1st January 2010. In view of the agreement, following order is passed :

- [I] The dispute regarding the type of work performed by the contract workmen in question and the scale they can be fitted and whether they are entitled for the benefit of long term settlement dated 29th July 2010 effective from 1st January 2010, is referred to the the Regional Labour Commissioner (Central) Western Region, Mumbai
- [II] Parties are directed to appear before the Regional Labour Commissioner (Central) Western Region, Mumbai on 16th February 2015.
- [III] The Regional Labour Commissioner (Central) Western Region, Mumbai shall decide the reference and pass appropriate orders after giving an opportunity of hearing to all concerned, as expeditiously as possible and at any rate within the period of three months from 16th February 2015.
- [IV] Petition stands disposed of.

[SMT. ANUJA PRABHUDESSAI, J.]

[RANJIT MORE, J.]