

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

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**LPA-1492-2015 (O&M)
Date of decision:-16.10.2015.**

**THE DIVISIONAL FOREST OFFICER, TERRITORIAL JHAJJAR
...Appellant**

VS

**NIRMALA DEVI AND OTHER
....Respondents**

**CORAM:- HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MRS. JUSTICE SNEH PRASHAR**

Present:- Ms. Palika Monga, DAG, Haryana.
for the appellants.

HEMANT GUPTA, J. (Oral)

The present Letters Patent Appeal under Clause X of the Letters Patent is directed against an order passed by learned Single Bench dated 23.8.2013 whereby an award of the Labour Court directing reinstatement of the workwoman with continuity of service and 50% back wages was not interfered with in a writ petition.

The present appeal has been filed with an application for condonation of delay of 655 days. The reasons to seek condonation of delay is on account of time taken in the interdepartmental communications but we are of the opinion that time spent in the interdepartmental communications is not a ground to seek condonation of such delays of substantial nature.

Even on merits, we do not find any error in the finding recorded by the learned Single Bench. The workwoman worked from the year 1985 up to 31.12.1999. He served the demand notice on

26.02.2001. It is found that the workman has worked for more than 240 days in a calendar year. The appellant has not led any evidence in defence rather its defence was struck off.

Thus, the award of the Labour Court ordering reinstatement of the workman and 50% of the back wages cannot be said to be without jurisdiction for the violation of provisions of Section 25-F of the Industrial Disputes Act, 1947.

In view of the above, we find no case is made out for interference in the intra court appellate jurisdiction of this Court.

Dismissed.

(HEMANT GUPTA)
JUDGE

(SNEH PRASHAR)
JUDGE

October 16, 2015

SwarnjitS