

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

LPA-18-2015 (O&M)

Date of decision:- 09.02.2015

Jatinder Pal Singh

...Appellant

Versus

The Budhewal Cooperative Sugar Mills Ltd. and another

...Respondents

CORAM: HON'BLE MR. JUSTICE S.J. VAZIFDAR, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Gaurav Singh Hooda, Advocate,
for the appellant.

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S.J. VAZIFDAR, A.C.J. (ORAL)

This is an appeal against the order of the learned Single Judge remanding the matter back to the Labour Court to decide the reference afresh expeditiously and within six months.

2. The learned Single Judge rightly observed that some of the relevant issues such as whether the letters addressed by the respondent-management to the appellant-workman have been received or not remained undecided. The order of the Labour Court indicates that there is no discussion regarding this important aspect at all. The order of the Labour Court in fact refers to the respondent's case and evidence regarding having sent the said letters. It is for the Labour Court first to decide whether the same has been received or not.

3. We see no reason, therefore, to interfere with the exercise of discretion by the learned Single Judge.

4. The appeal is accordingly dismissed.

(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE

(AUGUSTINE GEORGE MASIH)
JUDGE

09.02.2015

Amodh