

LPA No.43 of 2014

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA No.43 of 2014

Date of Decision: January 15, 2015

Divisional Forest Officer, Panipat

...Appellant

Versus

Bhulan & another

...Respondents

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

Present: Mr. Amar Vivek, Additional Advocate General, Haryana
for the appellant.

Mr. Deepak Sonak, Advocate
for the respondents.

S. J. VAZIFDAR, ACTING CHIEF JUSTICE (Oral):

The services of seven workmen were terminated. They challenged the same before the Labour Court. They succeeded in obtaining orders of reinstatement which were challenged before the learned Single Judge. The petitions were dismissed.

2. Five out of the seven workmen opted for reinstatement. One workman opted for compensation. The Division Bench of this Court by an order and judgment dated 22nd of April 2014 passed in LPA No.39 of 2014 and other connected matters, granted the workman, who opted for compensation, ₹3,00,000/-. That workman had worked for seven years. The respondents in this case before us are legal representatives of another workman who unfortunately died. The respondents claim that he worked for 17 years. The appellant contends that he worked for only 9 years. We would

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accept the appellant's contention that he worked for 9 years. In view of the said order and judgment dated 22nd of April, 2014, this workman would proportionately be entitled to be paid ₹4,00,000/- as compensation.

3. The appeal is, accordingly, disposed of by directing the appellant to pay the compensation of ₹4,00,000/- within a period of three months from today, failing which, respondents will be entitled to interest at the rate of 8% per annum till payment. It is, however, clarified that the respondents shall furnish the appellant necessary particulars such as KYC, PAN number etc. to enable the appellant to disburse the amount of compensation.

4. There shall be no order as to costs.

(S. J. VAZIFDAR)
ACTING CHIEF JUSTICE

(AUGUSTINE GEORGE MASIH)
JUDGE

January 15, 2015
Harish