

249 **R.A. No. 236 of 2015 in
CWP No.8802 of 2012**

Punjab National Bank, Divisional Office, Amritsar

Vs.

**Central Government Industrial Tribunal-cum-Labour Court,
Chandigarh and another**

Present: Mr. Amarjit Singh, Advocate
 for applicant/respondent No.2.

 Mr. Saurav Verma, Advocate
 for the non-applicant/petitioner.

It has been pointed out that against the order dated 7th April, 2015, the bank had filed an LPA bearing No.1251 of 2015 and the same has been disposed of vide order dated 26th August, 2015. The same reads as under:-

“Present Letters Patent Appeal is directed against an order passed by the learned Single Bench of this Court on April 7, 2015, whereby finding of the learned Labour Court was upheld on preliminary issue No.1, holding that the domestic inquiry conducted by the management was not reasonable or fair and not in accordance with the principles of natural justice.

We do not find any error in the order passed by the learned Single Bench except to the extent that the management is required to prove misconduct before the Labour Court even if the learned Labour Court has found that the inquiry conducted is not fair and reasonable. Therefore, that part of the order, whereby the management was directed to hold a de novo inquiry, is substituted with liberty to the management to

*prove misconduct against the workman before the
Labour Court.*

Disposed of with aforesaid observations.”

In view of the aforementioned order, I do not find any error apparent on the record for review of the order. Accordingly, review application is dismissed.

September 18, 2015
Sunil Devi

(AMIT RAWAL)
Judge