

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT
CHANDIGARH

C.R. No.3357 of 2016

Date of Decision.11.05.2016

Abdul Aziz son of Sh. Wazuddin Ahmed

.....Petitioner

Vs.

M/s Oerlikon Balzers Coating Industries Limited and others

.....Respondents

Present: Mr. Vikrant Rana, Advocate
for the petitioner.

CORAM:HON'BLE MR. JUSTICE K. KANNAN

1. Whether Reporters of local papers may be allowed to see the judgment ?
2. To be referred to the Reporters or not ?
3. Whether the judgment should be reported in the Digest?

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K. KANNAN J. (ORAL)

1. There can be no prejudice to the petitioner for impleadment being allowed in a case where a third party claims himself to be an employer and the respondents already on record have also claimed that it is third party who was the employer. The petitioner, who is the workman, has contended that he is the employee of only respondent No.1 and 2 and the third respondent who is now brought on record is wholly an unnecessary party.

2. In the line of defence taken by the persons who are said to be employers that they are not petitioner's employers but it is only the third respondent who was brought on record was the employer, it will be appropriate and just that the petitioner's right is assessed in the presence of the person who is claimed to be the employer. No prejudice can be caused to him. The order impleading the third party is

justified and I will find no scope for interference.

3. The revision petition is dismissed.

(K. KANNAN)
JUDGE

May 11, 2016
Pankaj*