

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CR No. 7906 of 2015 (O&M)
Date of decision : April 26, 2016

M/s Iss Facility Services India Pvt. Ltd.

..... Petitioner

Versus

Ramphal Singh and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. N. K. Parshad, Advocate
for the petitioner.

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?

Amit Rawal, J (oral).

The petitioner is aggrieved of the impugned order dated 16.8.2013 whereby defence of the petitioner was struck off as well as impugned order dated 16.9.2015 whereby application for recalling of the order has been dismissed.

Learned counsel for the petitioner submits that he was not aware of the previous order dated 29.1.2016 passed by this Court whereby the matter was adjourned subject to payment of costs of ₹1,000/-. He undertakes to deposit costs of ₹1,000/- during the course of day.

Keeping in view the facts and circumstances of the case, and in order to advance justice between the parties to the *lis*, so that there is no miscarriage of justice, the impugned order is set

aside. The petitioner is granted one opportunity to file written statement within two weeks from the date of receipt of certified copy of this order subject to payment of costs of ₹2,500/-. In case the statement is filed within the aforementioned period, the Labour Court shall grant one opportunity to the workman to file re-joinder thereafter, proceed in accordance with law.

It is made clear that the payment of costs would be condition precedent before availing the opportunity to file written statement.

With the aforementioned observations, the impugned orders are set aside, the civil revision stands allowed.

(AMIT RAWAL)
JUDGE

April 26, 2016
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