

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

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**CWP-9848-1995 (O&M)
Date of decision: 16.08.2016**

Municipal Corporation, Amritsar

....Petitioner

Versus

The Presiding Officer, Labour Court, Amritsar and another

.... Respondents

CORAM: Hon'ble Mr. Justice P.B. Bajanthri

Present: Mr. Shubhankar Baweja, Advocate for
Mr. A.R.Takkar, Advocate for for the petitioner.

Ms. Haramrit Kaur, Advocate for respondent No.2.

P.B. Bajanthri, J. (Oral)

The petitioner has assailed the award dated 06.01.1994 passed by the Labour Court, Amritsar vide Annexure P-1.

2. Workman-respondent claimed overtime wages and weekly rest and national and festival holidays. During the course of the argument before the Labour Court, the workman has given up the issue relating to overtime wages and the same has been withdrawn. In so far as weekly rest, national and festival holidays are concerned, Labour Court with the assistance of the authorized representatives it was calculated and they found

that workman is entitled to sum of Rs.31,650/-. Whereas, the claim of the workman in the claim statement is restricted to sum of Rs.29,000/-. Therefore, the Labour Court held that workman is entitled to claim only Rs. 29,000/-.

3. Learned counsel for the appellant submitted that Presiding Officer cannot calculate and held that workman is entitle to claim of Rs.29,000/-. That apart, it was submitted that workman is not entitled to wages for the weekly rest, national and festival holidays. Petitioner has not furnished any document to show that respondent-workman is not entitled to any wages during the weekly rest, national and festival holidays. In the absence of any material that workman is not entitled to wages for the weekly rest, national and festival holidays, question of interference with the Award of the Labour Court do not arise.

4. Petition stands dismissed.

16.08.2016
pooja saini

(P.B.BAJANTHRI)
JUDGE

Whether speaking/reasons Yes/No

Whether Reportable: Yes/No