

511

CWP No. 3696 of 2002

**STATE OF HARYANA & ANOTHER
V/S
OM PARKASH & ANOTHER**

Present: Mr. Narendar Parmar, AAG Haryana
Mr. Rajender Singh, Sub Divisional Engineer
P.H.E. Sub Division No.2, Jhajjar

None for the respondent

* * * *

Vide award dated 22.5.2001 respondent-workman Sh. Om Parkash was ordered to be reinstated on his previous post with continuity of service and 60% back wages w.e.f. 1.3.1995 (the date of removal). The Management filed the writ petition challenging the award. No stay was granted. It seems from the file that despite no stay having been granted, Labour Court award was not being implemented. On an application filed by the workman an order was passed on 11.3.2005 for directing the Executive Engineer, PWD, Public Health, Jhajjar to reinstate the respondent-workman within a period of two months and his entire back wages should also be paid as awarded by the Labour Court.

The case was put up before the Lok Adalat. On the last date of hearing we had asked learned counsel for the petitioner to find out as to whether pursuant to the order dated 11.3.2005 respondent had been reinstated and 60% back wages paid. He has placed on record a communication from the Executive Engineer, P.H. Engg., Division No.1, Jhajjar that respondent-workman had been reinstated w.e.f. 4.6.2005 and 60% back wages were paid on 8.3.2006 w.e.f. 1.3.1995 as ordered by the Labour Court. Further, the workman is still in service. More than 11 years

have passed since the workman was reinstated as ordered by the Hon'ble High Court . Learned counsel, after getting instructions, states that there is nothing against the respondent-workman regarding his work and conduct. In view of the above, because of efflux of time and respondent-workman being still in service and there being no complaint regarding his work and conduct, learned counsel, after getting instructions, states that let this writ petition be disposed of as not pressed.

Ordered accordingly.

Copy of the order be given to learned counsel/parties.

(R.S.Mongia)
President

(Arvind Kumar)
Member

09.11.2016
Janki