

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.1366 of 2015
Date of Decision:-22.11.2016.

Joginder Singh

.....Petitioner

Versus

Presiding Officer and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Arun Chandra, Advocate for the petitioner.

Mr. Manjit Singh Naryal, Additional A.G. Punjab.

P.B. BAJANTHRI, J. (Oral)

- 1.) The petitioner has questioned the validity of the award dated 14.8.2013 passed by the Industrial Tribunal.
- 2.) The petitioner was appointed as a Beldar on 4.9.1985 and his services were terminated on 22.10.1996. He has issued demand notice only in the year 2005. Thereafter, reference was decided by the Labour Court. The Labour Court declined to grant relief while passing the award on 14.8.2013. The Labour Court taken note of the fact that the petitioner did not satisfy the requirement of continuously working for 240 days.
- 3.) Learned counsel for the petitioner after passing of the Labour Court award under RTI got certain information relating to number of days worked by the petitioner. Vide Annexure P-2 dated 1.8.2014 which is not part and parcel of the Labour Court record. The petitioner is not entitled for

any relief on the score that his services were terminated on 31.10.1996. He has raised demand notice only in the year 2005. On this score, the petitioner's claim is liable to be rejected. That apart, Annexure P-2 is not part of the Labour Court record so as to remand the matter to the Labour Court. The petitioner has not made out a case so as to interfere with the Labour Court award dated 14.8.2013.

4.) Writ petition stands dismissed.

(P.B. BAJANTHRI)
JUDGE

November 22, 2016.
sandeep sethi

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.