

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

1.

CWP No.15599 of 2014
- Sanjay Thakur

... Petitioner
- Vs.
- Presiding Officer and another

... Respondents
2.

CWP No.16023 of 2014
- Ram Parshad

... Petitioner
- Vs.
- Presiding Officer and another

... Respondents
3.

CWP No.16160 of 2014
- Subash Chander

... Petitioner
- Vs.
- Presiding Officer and another

... Respondents
4.

CWP No.16159 of 2014
- Aman Kumar

... Petitioner
- Vs.
- Presiding Officer and another

... Respondents
5.

CWP No.16009 of 2014
- Ravi Kumar

... Petitioner
- Vs.
- Presiding Officer and another

... Respondents
6.

CWP No.16021 of 2014
- Radhe Sham

... Petitioner
- Vs.
- Presiding Officer and another

... Respondents
7.

CWP No.16042 of 2014
- Shiv Paltan

... Petitioner
- Vs.
- Presiding Officer and another

... Respondents
8.

CWP No.27134 of 2015
- Hindu College

... Petitioner
- Vs.
- Presiding Officer and another

... Respondents

9. CWP No.3691 of 2016

Hindu College ... Petitioner

Vs.

Presiding Officer and another ... Respondents

10. CWP No.3692 of 2016

Hindu College ... Petitioner

Vs.

Presiding Officer and another ... Respondents

11. CWP No.3693 of 2016

Hindu College ... Petitioner

Vs.

Presiding Officer and another ... Respondents

12. CWP No.3694 of 2016

Hindu College ... Petitioner

Vs.

Presiding Officer and another ... Respondents

13. CWP No.3690 of 2016

Hindu College ... Petitioner

Vs.

Presiding Officer and another ... Respondents

Date of Decision:14.12.2016

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

Present : Mr. Jatin Salwan, Advocate.
Mr. R.K.S. Verka, Advocate.

P.B. BAJANTHRI J.

By this common judgment, all the aforementioned writ petitions shall be decided together as the award dated 23.4.2014 passed by the Labour Court in all these cases is same.

The workmen have challenged their termination by raising an Industrial Disputes. Thus, reference was decided by the Labour Court while passing the award on 23.4.2014. The management-Hindu College, Amritsar have not been heard. They remained ex parte. The Labour Court awarded a

sum of Rs.50,000/- as compensation to the workmen. Feeling aggrieved by the award, both the workmen as well as Management-Hindu College presented these petitions.

Learned counsel for the management-Hindu College submitted that in all writ petitions against the award passed by the Labour Court, they preferred an application for recalling the award. Even the same has been rejected by the Labour Court. Thus, the present writ petitions have been filed.

On the other hand, workmen have also filed writ petitions challenging the award insofar as granting only a sum of Rs.50,000/- as compensation instead of reinstatement with continuity of service and full back wages. It was submitted that Management has filed writ petitions only after workmen approached this Court. Having regard to the conduct of the Management, their petitions to be rejected.

The award dated 23.4.2014 is an ex parte award, therefore, award is set aside and the matter is remanded to the Labour Court for deciding the reference afresh within a period of six months from today. This order is subject to payment of Rs.15,000/- as litigation fees to be paid by the Management-Hindu College to the workmen in each case. The same shall be paid by the Management-Hindu College within a period of three months from today.

The petitions stand disposed of in the above terms.

14.12.2016
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**