

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

CWP No. 15889 of 2016
Date of decision:02.09.2016

Tagore Bal Niketan Senior Secondary School

...Petitioner

Versus

Deputy Labour Commissioner-cum-The appellate Authority and
others

....Respondents

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

Present: Mr. I.S.Sidhu Advocate, for the petitioner.

Mr. Karan Bhardwaj, Advocate, for respondent No.3-
Caveator

P.B. BAJANTHRI, J. (Oral)

The petitioner has questioned the order dated 30.07.2015 and 25.04.2016 vide Annexure P-6 and P-11 passed by respondents No. 1 and 2 respectively.

The Controlling Authority allowed the claim of the respondent. Aggrieved by the order of the Controlling Authority, both the petitioner as well as the respondent preferred an appeal before the Appellate Authority. On 25.04.2016 the Appellate Authority decided the Appeal No. 54 of 2015 vide Annexure P-11 whereas cause title the other appeal has not been revealed whereas in the order it is stated as follows:

“The appeal filed by the Tagore Bal Niketan Senior Secondary School is hereby dismissed and the appeal filed by the respondent No.1 Ms. Pinky Sachdeva is allowed to the extent that Ms. Pinky Sachdeva is entitled to gratuity Rs.2,26,478/- along with interest @ 10 % per annum w.e.f.

1.10.2012 till the date of order passed by the learned Controlling Authority i.e. 30.7.2015”

In view of the discrepancy in the Appellate authority order dated 25.04.2016, the petitioner is directed to seek necessary clarification before the Appellate Authority.

In view of these facts and circumstances, the petition stands disposed of, reserving liberty to the petitioner to file fresh petition as and when the Appellate Authority clarifies the above.

02.09.2016
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(P.B. BAJANTHRI)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No