

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP No. 23649 of 2016(O&M)
Date of decision:17.11.2016

Sardara Singh

.... Petitioner

Versus

Presiding Officer, Industrial Tribunal, Ludhiana and others

.... Respondents

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

Present: Mr. Gobind Korla, Advocate for the petitioner.

P.B. Bajanthri, J. (Oral)

In the instant writ petition, the petitioner has assailed the Award dated 08.07.2016 passed by the Industrial Tribunal, Ludhiana.

2. The petitioner is stated to have been appointed on 20.07.1989 as a Beldar on monthly basis. His services were terminated on 01.01.1993. He raised demand notice on 15.06.2007. Thereafter, reference was made. The Industrial Tribunal decided the reference No. 308 of 2009 while framing the following issues:-

“1) Whether the reference filed by the workman is belated one? OPM

2) Whether the workman has not worked for 240 days in a calendar year preceding the date of termination?OPM

3) Whether the reference filed by the workman is fructuous? OPM

4) Whether the termination of the services of the

workman is justified and in order?OPW

5) Relief.”

The Tribunal declined to grant any relief to the petitioner on the ground that order of termination is dated 01.01.1993 and the demand notice was issued on 15.07.2009. Thereby there is a delay of 17 years in seeking relief. I find no infirmity in the order of the Industrial Tribunal dated 08.07.2016 in rejecting the claim of the petitioner.

Accordingly, civil writ petition stands dismissed.

17.11.2016

pooja saini

**(P.B.BAJANTHRI)
JUDGE**

Whether speaking/reasons

Yes/No

Whether Reportable:

Yes/No