

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

CWP No.25573 of 2016

Date of Decision:09.12.2016

District Forest Officer (Jangli Jeev)

... Petitioner

Vs.

Gurmel Singh and another

... Respondents

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

Present : Mr. M.S. Naryal, Addl. A.G. Punjab.

P.B. BAJANTHRI J.

In the instant writ petition, the petitioner has assailed the award passed by the Labour Court dated 1.7.2016.

The respondent had worked as a Beldar. It has come on record that he has worked for five years. He had been paid monthly salary of Rs.3500/-. His services have been terminated on 1.3.2010. Thus, he raised industrial dispute. The Labour Court decided the Reference No.R-100 of 2014 while directing the Management to pay Rs.60,000/- in lump sum to the respondent-workman as final settlement.

No material evidence has been produced by the petitioner so as to dispute relating to discharge of the duties of the post of Beldar by the respondent-workman.

It was submitted that his appointment was not in accordance with law. His entry into service as Beldar as a back-door entry. Therefore, Labour Court has erred in directing the management to pay a compensation of Rs.60,000/- as a final settlement which is illegal and arbitrary.

Heard learned counsel for the petitioner.

Rightly or wrongly the respondent-workman was appointed as a Beldar and he has worked for about five years and he has worked for 240

days in a year. Such a finding has been recorded in para 11 of the award with reference to Ex.MX. The Labour Court has granted only compensation of Rs.60,000/-, therefore, no interference is called for.

The present petition stands dismissed.

09.12.2016
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**