

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

1) CWP No. 8402 of 2016 (O&M)
Date of decision : 12.5.2016

...

M/s Bellsonica Auto Component India Pvt. Ltd.
.....Petitioner
vs.

Mukesh Kumar and othersRespondents

2) CWP No. 8403 of 2016 (O&M)
...

M/s Bellsonica Auto Component India Pvt. Ltd.
.....Petitioner
vs.

Anil Kumar and othersRespondents

3) CWP No. 8404 of 2016 (O&M)
...

M/s Bellsonica Auto Component India Pvt. Ltd.
.....Petitioner
vs.

Ummed Singh and othersRespondents

4) CWP No. 8405 of 2016 (O&M)
...

M/s Bellsonica Auto Component India Pvt. Ltd.
.....Petitioner
vs.

Ram Lal and othersRespondents

5) CWP No. 8406 of 2016 (O&M)
...

M/s Bellsonica Auto Component India Pvt. Ltd.
.....Petitioner
vs.

Subhash Jakhar and othersRespondents

- 6)

CWP No. 8407 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Sandeep Kumar and others

.....Respondents
- 7)

CWP No. 8408 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Rajesh Kumar and others

.....Respondents
- 8)

CWP No. 8409 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Mukesh Kumar Banbheru and others

.....Respondents
- 9)

CWP No. 8410 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Sunil Kumar and others

.....Respondents
- 10)

CWP No. 8411 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Surender Singh and others

.....Respondents
- 11)

CWP No. 8412 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Lokesh Kumar and others

.....Respondents

- 12)

CWP No. 8420 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Amar Singh and others

.....Respondents
- 13)

CWP No. 8421 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Jagtar Singh and others

.....Respondents
- 14)

CWP No. 8424 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Parmanand and others

.....Respondents
- 15)

CWP No. 8425 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Subhash Chand and others

.....Respondents
- 16)

CWP No. 8426 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Gajender Singh and others

.....Respondents
- 17)

CWP No. 8427 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Savir Khan and others

.....Respondents

- 18)

CWP No. 8428 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Phool Singh and others

.....Respondents
- 19)

CWP No. 8429 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Vikram and others

.....Respondents
- 20)

CWP No. 8432 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Sunil Kumar and others

.....Respondents
- 21)

CWP No. 8435 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Ramesh Prasad and others

.....Respondents
- 22)

CWP No. 8437 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Rajpal Rawal and others

.....Respondents
- 23)

CWP No. 8438 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Satpal and others

.....Respondents

- 24)

CWP No. 8439 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Jitender Kumar and others

.....Respondents
- 25)

CWP No. 8440 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Aalok Kumar Shukla and others

.....Respondents
- 26)

CWP No. 8441of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Neeraj Kumar and others

.....Respondents
- 27)

CWP No. 8442 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Jai Parkash and others

.....Respondents
- 28)

CWP No. 8443 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Rohtash Kumar and others

.....Respondents
- 29)

CWP No. 8444 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Rajesh Kumar and others

.....Respondents

- 30)

CWP No. 8445 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Rohit Parsad and others

.....Respondents
- 31)

CWP No. 8450 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Rajesh Kumar and others

.....Respondents
- 32)

CWP No. 8451of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Karambir and others

.....Respondents
- 33)

CWP No. 8455 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Neeraj Kumar and others

.....Respondents
- 34)

CWP No. 8456 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Man Singh and others

.....Respondents
- 35)

CWP No. 8457of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Shamsher Singh and others

.....Respondents

36) CWP No. 8508 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Sudhir Kumar and others

.....Respondents

37) CWP No. 8550 of 2016 (O&M)

...

M/s Bellsonica Auto Component India Pvt. Ltd.

.....Petitioner

vs.

Sanjeev Kumar and others

.....Respondents

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

Present: Mr. Ashwani Talwar, Advocate for the petitioner.

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1. *Whether Reporters of local papers may be allowed to see the judgment?*
2. *To be referred to the Reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

P.B. Bajanthri, J.

These bunch of petitions have been filed by petitioner-Management. For the purpose of brief facts of the case, CWP No. 8402 of 2016 is taken.

2) The workman-respondent is stated to have joined petitioner-Management on 4.3.2010. He was placed under suspension on 10.10.2014 and was charge sheeted on 17.10.2014. Ex parte enquiry proceedings was proceeded. Pursuant to the ex parte enquiry proceedings Management took a decision to dismiss the workman.

For the purpose of approval of dismissal, petitioner – Management preferred application under Section 33 (2) (b) of the Industrial Disputes Act, 1947.

(3) On 10.11.2015, Additional Labour Commissioner, NCR, Gurgaon, 4th respondent herein, declined to approve dismissal of the workman – respondent. Aggrieved by the rejection of application under Section 33 (2) (b) of the Industrial Disputes Act, 1947, dated 10.11.2015, the petitioner – Management presented this petition.

4) It was brought to my notice that petitioner – Management filed identical petitions and suffered an order dated 10.12.2015 passed in CWP Nos. 25831 of 2015 and 25830 of 2015. Facts and grounds urged in present petition, as well as, decided petitions are identical. Therefore, the present petitions are to be disposed of in terms of the order dated 10.12.2015 passed in CWP Nos. 25831 of 2015 and 25830 of 2015.

5) Learned counsel for the petitioner submitted that petitioner – Management preferred LPA against the order passed against the order of the learned Single Judge dated 10.12.2015, which was numbered as LPA No.86 of 2016, wherein notice of motion has been ordered and the same is listed for final disposal on 12.7.2016.

6) In view of facts and circumstances, the present petitions are disposed of in terms of order passed on 10.12.2015 in CWP Nos. 25831 of 2015 and 25830 of 2015, however, reserving liberty to the petitioner – Management that if LPA No. 86 of 2016 is allowed in their favour, they are permitted to file miscellaneous application for

revival of order passed in these bunch of petitions.

7) All the petitions stand disposed of in terms of the order passed in CWP Nos. 25831 of 2015 and 25830 of 2015.

May 12, 2016
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(P.B. Bajanthri)
Judge