

504

CWP No. 15420 of 2004

PIARA RAM VS. STATE OF PUNJAB & OTHERS

Present: Ms. Neha Jain, Advocate for
Mr. K.S.Dadwal, Advocate
for the petitioner

Mr. Anmol Sandhu, AAG Punjab with
Mr. Satnam Singh, Sr. Assistant O/o
PWD Construction Divn. No.2.

* * * *

The present writ petition is filed by Piara Ram seeking directions to the respondent to complete his service-book and to give arrears as well as increments for which he is entitled to on regularization along with interest as well as to fix his pay.

The facts in brief are that by virtue of the award dated 20.7.1995 passed by Labour Court, Jalandhar the petitioner was ordered to be reinstated into service with continuity of service but without benefit of any increment. Since the previous reference was dismissed on 23.9.1985 and the present demand notice was served on 27.10.1988, he was held not entitled to wages for the period prior to 27.10.1988 and as such, he was held entitled only to 1/3rd of wages after 27.10.1988 till the passing of the award and full wages subsequent thereof.

Mr. Satnam Singh, Sr. Assistant who has put in appearance on behalf of the respondent has stated that by virtue of the said award the workman joined on 21.6.1999 and the arrears of ₹ 13,961/- of the back wages from the date of the award till joining had been paid to the workman by virtue of the order dated 3.7.2006 passed by the Hon'ble High Court. The services of the petitioner had also been regularized. He already

superannuated on 31.1.2008 and now has since expired on 3.10.2015 (copy of the death certificate has been placed on record). He has also pointed out that no amount is due to the petitioner (since deceased).

Legal representatives of the petitioner have not been made any attempt to become a party to this writ petition.

Learned counsel for the petitioner has today pointed out that there is no communication and contact with them as well. She has also not been able to substantiate that any claim still subsists.

In the aforesaid circumstances, we consider it appropriate at this stage to order consignment of the record of the case to record-room with liberty to the parties/legal representatives to get the case revived in accordance with law, if circumstances so exist.

Copy of the order be supplied/sent to learned counsel/parties.

(Arvind Kumar)
President

(Darshan Singh)
Member

03.10.2017
Janki