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C.W.P. No. 8823 of 2004

STATE OF HARYANA

V/S

GULAB & ANOTHER

Present: Mr. Narender Parmar, AAG Haryana with
Mr. Sanjeev Tyagi, XEN O/o Public Health, Water Works
for the petitioner

None
for the respondent

* * * *

The present writ petition is by the Department, Executive Engineer, PWD Public Health, Bhiwani against the award dated 9.8.2001 passed by Industrial Tribunal-cum-Labour Court, Rohtak wherein respondent-workman Gulab Singh s/o Sh. Moonga Ram was ordered to be reinstated on his previous post with continuity of service and 50% back wages.

During the pendency of the writ petition recovery of the back wages were stayed vide order dated 26.10.2004 and subsequently, it was modified on 9.5.2006 that the impugned award qua back wages shall remain stayed subject to the provisions of Section 17-B of the Industrial Disputes Act, 1947. Learned counsel for the petitioner states that in pursuance of the award respondent-workman has already been reinstated and his services have also been regularised and the respondent-workman is ready to forego back wages. Copy of the affidavit (true copy) of the respondent-workman Gulab Singh has also been placed on record wherein he has stated that his arrears of the back wages comes to ₹ 92,620/- and he foregoes the same and in future also he will never make any such claim from the petitioner-Department.

In view of the said situation, with reference to the said affidavit, learned counsel for the petitioner states that let this writ petition be dismissed as not pressed.

Ordered accordingly.

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

(R.S.Mongia)
President

(Arvind Kumar)
Member

20.01.2017
Janki