

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

CRWP No.420 of 2017

Date of Decision: 26.04.2017

Mange Ram

.....Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:None for the petitioner.

Ms. Rimplejeet Kaur, AAG, Punjab.

RAJ MOHAN SINGH, J.(ORAL)

In pursuance of order dated 14.04.2017, a committee was constituted by the District Magistrate-cum-Deputy Commissioner, Rupnagar. The committee visited the site and has submitted its report. On the basis of report of the committee, short affidavit on behalf of respondent No.2 has been filed. Para No.3 of the affidavit reads as under:-

“That this committee submitted its report on 25.04.2017 (Annexure R-1(T)). In this report the committee submitted that during the visit of the team the petitioner as well as the laborers mentioned in the para No.2 of the writ petition except Mohit Kumar S/o Shiv Kumar was found present on the Brick Kiln. In their common statement (Annexure R-II) they have stated that they have come to this Brick Kiln on their own accord. Now they do not want to work at this Brick Kiln. They wanted to settle their dues. Their dues were settled in the presence of the committee and laborers

left the Brick Kiln on their own. The statement of fellow workers who are also working as 'pathers' was also recorded (Annexure R-III). In this statement they stated that they have been working in this Brick Klin since last four years. The wages are paid to them regularly and they have no complaint against the Brick Kiln owner. The basic amenities like clean drinking water, electricity were found present at Brick Kiln site. No boundary wall was present at the site. There was no complaint regarding manhandling or physical violence from any person mentioned in the list. On apparent examination there was no evidence of violence found. In this present case the provisions of Bounded Labour System (Abolition) Act, 1976 have not been violated. That Govt. of Punjab Department of Labour (Labour Branch) vide notification No.S.O. 116/C.A.19/1976/S.13/2014 dated 17.April 2014 has constituted the Vigilance Committee for the Rupnagar District, (Annexure R-IV). It is therefore prayed that in light of the above submissions this writ petition may kindly be dismissed."

In view of statement of fact recorded in the aforesaid affidavit, no further order is required to be passed.

Disposed of.

(RAJ MOHAN SINGH)
JUDGE

26.04.2017
prince

Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No