

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.17865 of 2013(O&M)
Date of Decision:-28.07.2017.

The District Education Officer and another

.....Petitioners

Versus

Smt. Om Pati and another

.....Respondents

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

Present: Mr. Rajesh Gaur, Additional A.G. Haryana.

None for respondent No.1.

P.B. BAJANTHRI, J. (Oral)

Petitioners have assailed the award passed by the Labour Court dated 8.3.2011 (Annexure P-5).

Respondent-workman was appointed as a Sweeper through Employment Exchange vide order dated 4378-79/88 dated 19.10.1988. Her services have been terminated on 31.8.2006 on a Resolution passed by the Gram Panchayat on 9.2.2007 and 27.2.2007. The Block Education Officer had appointed the respondent-workman after requisition from the Employment Exchange. Therefore, Gram Panchayat has no power to pass a Resolution in respect of terminating the respondent-workman from service. Respondent-workman has served from 19.10.1988 to 9.2.2007. Therefore, there is no infirmity in the award passed by the Labour insofar as reinstatement with continuity of service and 50% back wages from the date

of issuance of demand notice. Thus, petitioners have not made out a case so as to interfere with the award passed by the Labour Court dated 8.3.2011 (Annexure P-5).

Accordingly, petition stands dismissed.

(P.B. BAJANTHRI)
JUDGE

July 28, 2017.
sandeep sethi

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.