

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

CWP No.19149 of 2015

Date of Decision:05.09.2017

Manager M/s H.N.B. Solution and another ... Petitioners

Vs.

Presiding Officer and another ... Respondents

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

Present : Mr. Salil Bali, Advocate for the petitioners.

None for respondent No.2.

P.B. BAJANTHRI J. (Oral)

Petitioners have challenged the validity of the award passed by the Labour Court dated 6.6.2014 (Annexure P-3).

Respondent-workman is stated to have been appointed as 'House Keeping' on 10.4.2008. Her services were illegally terminated. Thus, respondent-workman raised industrial dispute before the Labour Court. Labour Court passed an ex parte award on 6.6.2014. Hence, the present petition in challenging ex parte award dated 6.6.2014.

Service of notice is complete to the respondent-workman. None appears for the respondent-workman despite giving sufficient opportunity.

In view of the fact that petitioner has not been heard in deciding the award on 6.6.2014 on the score that he remained ex parte, ex parte award passed by the Labour Court dated 6.6.2014 and consequential order dated 22.5.2015 are set aside. Matter is remanded to the Labour Court-I, Gurgaon for fresh consideration of Reference No.161 of 2013. Parties are directed to appear before the Labour Court on 2.11.2017. Labour Court is requested to decide Reference No.161 of 2013 within a period of six months from the date of receipt of copy of this order. Petitioners are

liable to pay litigation cost to respondent-workman to the tune of Rs.35,000/- by bank draft within a period of two months from today.

Disposed of accordingly.

05.09.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No