

CWP-21711-2014(O&M)

Date of decision : 02.02.2017

VIJAY PAL

.....PETITIONER

VS

PRESIDING OFFICER, LABOUR COURT-III
FARIDABAD AND ANOTHER

..... RESPONDENTS

CORAM : HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: None.

RAJIV NARAIN RAINA, J. (Oral)

Notice of motion was issued in this case on 17.12.2014. The case was fixed for 12.3.2015. When the matter came up on 12.3.2015, the Court was faced with an office report indicating that notice issued to respondent No.2 had been received back with the report that the firm stands “abolished” since 2006. Learned Single Judge ordered dasti notice to effect service on respondent No.2 on filing correct address. Thereafter, on three dates fresh notices were issued to respondent No.2. On 23.09.2016 no one appeared for the petitioner and since the respondents were not served the matter was adjourned to 2.2.2017. In these circumstances, it appears that the petitioner has lost interest in the case as also his counsel since he has not appeared on two successive dates. This matter cannot be kept pending only to require the petitioner to supply the correct address. In any case if respondent No.2-company has been converted into a firm with different name and is based in Uttaranchal as per the memo of parties, then no useful purpose will be served to continue with this case.

The file is closed with liberty to the petitioner to revive the petition in case the whereabouts of respondent No.2 are known.

For the present, the petition stands disposed of.

A copy of this order be sent to the petitioner and his counsel be notified of this order.

(RAJIV NARAIN RAINA)
JUDGE

February 02, 2017

sunita

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No