

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.19336 of 2017 (O&M)
Date of Decision:-29.08.2017.

Rakesh Jakhar

.....Petitioner

Versus

Presiding Officer, Industrial Tribunal, Ambala Cantt.and others

.....Respondents

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

Present: Mr. Amarjit Singh, Advocate for the petitioner.

P.B. BAJANTHRI, J. (Oral)

In the instant writ petition, petitioner has challenged the award passed by the Labour Court dated 31.3.2017 (Annexure P-6).

Petitioner joined service on 02.04.2007. While he was in service, he was transferred. Consequently, petitioner submitted his complaint before the competent authority. The competent authority has rejected the claim of the petitioner insofar as challenge to the transfer. Feeling aggrieved by the competent authority's decision, petitioner is stated to have submitted writ petition which is numbered as CWP No.2131 of 2017 and it is pending consideration. For disobedience of the order of transfer and for not reporting to duty, the respondents have proceeded to terminate the services of the petitioner. In other words, basis for termination is with reference to disobedience of the transfer order.

Therefore, if the petitioner's writ petition i.e. CWP No.2131 of 2017 is

allowed in his favour to the extent that order of transfer is held to be bad, in that event, petitioner is at liberty to question the validity of the award dated 31.03.2017 (Annexure P-6).

With the above observations, petition stands disposed of.

(P.B. BAJANTHRI)
JUDGE

August 29, 2017.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.