

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 27279 of 2016

Date of decision: 9.1.2017

Bhoop Singh

... Petitioner

Versus

Presiding Officer, Industrial Tribunal-cum-
Labour Court, Rohtak & ors.

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. SP Chahar, Advocate, for
Mr. Chander Shekhar Singhal, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J.(Oral)

After retirement on superannuation, a workman having served in a Government department would have no actionable right to claim a benefit under a policy pronounced for the future after his retirement in proceedings under Section 33-C (2) of the Industrial Disputes Act, 1947 because of lack of any pre-existing right open to execution. Therefore, the claim cannot be agitated within the scope of the provisions of the Act and relief, if any, would lie elsewhere. I find no legal infirmity in the order of the Labour Court rejecting the application under Section 33-C (2) of the Act holding it to be not maintainable. Accordingly, the petition is dismissed.

**(RAJIV NARAIN RAINA)
JUDGE**

9.1.2017
monika

Whether speaking/reasoned

Yes

Whether Reportable:

No