

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-303-2016 (O&M)

Date of Decision:-09.11.2017.

Gangotri Devi

.....Petitioner

Versus

Presiding Officer, Industrial Tribunal-cum-Labour Court-III, Faridabad and another

.....Respondents

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

Present: Mrs. Abha Rathore, Advocate for the petitioner.

Mr. Sudhanshu Makkar, Advocate for respondent No.2.

P.B. BAJANTHRI, J. (Oral)

In the instant writ petition, petitioner has challenged the award passed by the Labour Court dated 26.8.2014 (Annexure P-4).

The petitioner is stated to have worked for 7 ½ years as a Peon in the respondent-Management. The Labour Court while deciding the reference passed award for compensation of ₹ 70,000/- instead of reinstatement with continuity of service etc. Undisputedly, the petitioner is out of service since 22.12.2004, therefore, question of reinstatement do not arise in view of the Supreme Court decision passed in **Bharat Sanchar Nigam Limited v. Bhurumal (2014) 7 SCC 177**. However, granting of compensation of ₹ 70,000/- is too meager for having served the respondent-Management for about 7 ½ years. Therefore, the award passed by the

Labour Court dated 26.8.2014 is modified to the extent that awarding compensation from ₹ 70,000/- to ₹ 3,00,000/-. The concerned respondent is hereby directed to pay enhanced compensation of ₹ 3,00,000/- within a period of 4 months from today, failing which petitioner is entitled to interest @ 6 % per annum from today on the compensation amount.

Accordingly, petition stands disposed of.

(P.B. BAJANTHRI)
JUDGE

November 09, 2017.

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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.