

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

CWP No. 8742 of 2013
Date of Decision :07.10.2017

Jag Mohan Sharma

.....Petitioner

VERSUS

Presiding Officer, Industrial Tribunal and others

.....Respondents

CWP No. 11627 of 2013

D.C. Goyal

.....Petitioner

VERSUS

Presiding Officer, Industrial Tribunal and others

.....Respondents

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

Present: Mr. Jagmohan Sharma-petitioner in person
in CWP No. 8742 of 2013.

Mr. S.K. Guevera, Advocate, for the petitioner
in CWP No. 11627 of 2013.

Mr. P.S. Kanwar, Advocate, for respondents-UOI.

P.B. BAJANTHRI, J. (Oral)

The petitioner was an employee of M/s Semiconductor Complex Ltd. (SCL) which is a Government of India Enterprises. Petitioner had grievance relating to various services conditions like LTC, Medical Reimbursement, Tour and Travelling Allowances etc, for which he had raised a dispute before the Industrial Tribunal-cum-Labour Court, which on 18.12.2012, held that service conditions of the employees of M/s Semiconductor Complex Ltd. (SCL) is governed by one of the item

which was notified by the Government of India under Administrative Tribunal Act, 1985 to the extent that Central Administrative Tribunal has jurisdiction. Therefore, in all fairness, Industrial Tribunal-cum-Labour Court should have transferred the application-papers by itself to the Central Administrative Tribunal, Chandigarh. However, Industrial Tribunal-cum-Labour Court proceeded to pass an order that the application stands dismissed on the ground of maintainability with an observation was made that petitioner is at liberty to invoke the jurisdiction of the Central Administrative Tribunal, Chandigarh for redressal of his grievance. Since the petitioner is before the Industrial Tribunal-cum-Labour Court from 2005 to 2012 and further writ petition was filed in the year 2013, therefore, writ petition is transferred to the Central Administrative Tribunal, Chandigarh Bench. Central Administrative Tribunal, Chandigarh Bench is hereby requested to decide the petitioners grievance within a period of six months from the receipt of the writ papers. Parties are hereby directed to appear before the Central Administrative Tribunal on 08.11.2017

Registry is hereby directed to transmit the present writ papers to the Chandigarh Administrative Tribunal, Chandigarh, at the earliest.

October 07, 2017
jyoti-3

(P.B. BAJANTHRI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No