

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

CWP No.2693 of 2017

Date of Decision:04.08.2017

Jaswant Singh

... Petitioner

Vs.

Presiding Officer and others

... Respondents

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

Present : Mr. Rajan Bhargav, Advocate for the petitioner.

P.B. BAJANTHRI J. (Oral)

In the instant petition, the petitioner has assailed the award dated 16.3.2016 (Annexure P-2).

Grievance of the petitioner is relating to counting service from the date of entry into service till re-employment. Perusal of the award, it is evident that petitioner has failed to challenge the retrenchment order in the year 1989. He was re-employed in the month of April 1997. Thus, petitioner is not entitled for counting of service from the date of retrenchment to re-employment. Reliance on the Sukhdev Singh's case by the petitioner has been dealt with by the Labour Court stating that Sukhdev Singh raised a industrial dispute and it has attained finality insofar as reinstatement and continuity of service and back wages etc. Therefore, petitioner's case is not at par with the Sukhdev Singh's case. Therefore, there is no infirmity in the award passed by the Labour Court dated 16.3.2016 (Annexure P-2).

Accordingly, petition stands dismissed.

04.08.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No