

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

CWP No.7977 of 2016 (O&M)

Date of Decision:14.11.2017

Excise and Taxation Department Punjab and others

... Petitioners

Vs.

Tara Singh and another

... Respondents

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

Present : Mr. B.S. Sewak, Addl. A.G. Punjab.

Mr. Gunjeet Brar, Advocate for

Mr. Vikas Singh, Advocate for respondent No.1.

P.B. BAJANTHRI J. (Oral)

Learned counsel for the petitioner submitted that on 13.11.2017 wages under Section 17-B of the ID Act has been paid to respondent No.1-workman upto date.

With the consent of the parties, matter is heard.

Undisputed facts are that respondent No.1-workman remained ex-parte while passing award dated 3.5.2013. Therefore, award dated 3.5.2013 is set aside and the matter is remanded to the Labour Court for deciding Reference No.419 of 2004 afresh with a request to decide reference within a period of six months from the date of receipt of certified copy of this order. Parties are hereby directed to appear before the Labour Court on 10.01.2018. Petitioners are liable to pay litigation cost to respondent no.1-workman to the extent of Rs.30,000/-. The same shall be paid within a period of three months from today.

Disposed of accordingly.

14.11.2017

rajeev

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No

**(P.B. Bajanthri)
Judge**