

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 29693 of 2017
Date of decision: 22.12.2017

Chand Singh

....Petitioner(s)

Versus

Registrar, Cooperative Societies and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. R.S. Panghal, Advocate, for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks quashing of the action of the respondents vide which the services of the petitioner were terminated and to the reply to the legal notice dated 10.10.2017 (Annexure P-4).

It is not disputed that the petitioner was appointed on 09.04.2009 as a Driver and his removal was on 29.12.2014. He did not raise any dispute at that point of time and served demand notice dated 12.07.2017 (Annexure P-3). The same has been replied whereby, plea taken is that he was employed through agency M/s. Suryavanshi Security & Placement Services, Bhiwani and not by the respondent-bank. The argument now raised that the petitioner is being replaced by another contractual employee is, thus, not liable to be taken into consideration. The petitioner has alternate efficacious remedies available to him and for the last two years is already out of service.

In such circumstances, the petitioner has an alternative and efficacious remedy available to him by challenging the termination order, under the Industrial Disputes Act, 1947 in view of the law laid down by the Apex Court in **United Bank of India Vs. Satyawati Tandon & others 2010 (8) SCC 110.**

The present writ petition accordingly being not maintainable is dismissed with liberty to the petitioner to resort to his alternative remedies.

22.12.2017

shivani/sailesh

Whether reasoned/speaking

Whether reportable

(G.S. SANDHAWALIA)
JUDGE

Yes/No

Yes/No