

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

LPA No.39 of 2017 (O&M)

Date of Decision : 12.01.2017

The Divisional Forest Officer

....Appellant

Versus

Smt. Bhateri and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE DR.SHEKHER DHAWAN

Present: Mr. Gagandeep S.Wasu, Addl.AG, Haryana
for the appellant.

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MAHESH GROVER, J.

After arguing at length, learned counsel for the appellant prays for permission to withdraw the instant appeal.

Permitted to do so.

The appeal is totally frivolous and betrays a completely dishonest stand of the State. Right from the onset of the proceedings before the Labour Court as also before this Court it was pleaded by them that the respondent-workman never worked with them. Relationship of employer and employee was denied specifically. It was also pleaded by them that the record stood weeded out in view of the terms of the manual which governs such a process; that it was for the workman to establish that she was working with the appellant. The record of the case was made available selectively and betrays that the State

used its might to scuttle the claim of a poor workman. The witness of the management admitted the employment of the workman. This can hardly be expected of a model State who espouses the cause of upliftment of poor. However, we would not like to comment on this aspect any further. Suffice it to say that it is not expected that a State should scuttle the rights and claims of a poor workman in this fashion.

Dismissed as withdrawn with costs of Rs.20,000/- to be deposited in the account of the Punjab and Haryana High Court Employees Welfare Association, Chandigarh within one month.

(MAHESH GROVER)

JUDGE

12.01.2017

dss

(SHEKHER DHAWAN)

JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No