

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

LPA No.514 of 2017 (O&M)

Date of Decision : 07.11.2017

Joginder Singh

....Appellant

Versus

The Executive Engineer and another

...Respondents

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE RAJ SHEKHAR ATTRI**

**Present : Mr.N.K.Malhotra, Advocate
for appellant.**

MAHESH GROVER, J. (Oral)

We have heard the learned counsel for the appellant, who is in appeal against the judgment of the learned Single Judge dated 01.03.2016. We have also perused the award of the Labour Court where he discussed the evidence in detail which does not show that the appellant ever worked for 240 days in 12 months preceding the date of termination in the year 2000. Rather it does not even show that in any calendar year the appellant had completed 240 days. Therefore, violation of Section 25-F of the Industrial Disputes Act, 1947 does not manifest itself. The learned Single Judge has declined interference by upholding the award of the Tribunal and we would see no reason to differ with it as no evidence or material has been shown to us regarding the employment of the appellant and termination that would persuade us to arrive at a finding of the violation of Section 25-F of the Industrial Disputes Act, 1947.

Besides, the appeal is also barred by an inordinate delay

of 314 days which we do not intend to condone in the absence of any plausible explanation.

Dismissed.

(MAHESH GROVER)
JUDGE

07.11.2017
dss

(RAJ SHEKHAR ATTRI)
JUDGE

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