

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCC No. 175 of 2018

Dr. Shyama Prasad Mukherjee Thermal Power Station, Chhattisgarh
State Power Generation Company Ltd. Korba (East) Through The
Superintendent Engineer Office Of Chief Engineer, Generation,
Korba, Tahsil And District Korba, Chhattisgarh

---- Applicant

Versus

1. Mani Ram Shrivastava S/o Shri Laxmi Prasad Aged About 57 Years R/o
Super-F, 953, C.S.E.B. Colony, Korba (East), Tahsil And District
Korba, Chhattisgarh
2. State Industrial Court Bench At Bilaspur, District Bilaspur,
Chhattisgarh
3. Presiding Officer Labour Court, Korba, District Korba, Chhattisgarh

---Respondents

Office Reference

Hon'ble Shri Justice P. Sam Koshy

Order on Board

05/03/2018

1. The PUD has been received from the Presiding Officer, Labour
Court, Korba, Chhattisgarh, in respect of Case No. 3/CGIR Act/2010.
2. This Court while entertaining WPL No. 6316/2011, on 22.08.2017
had allowed the writ petition and after setting aside the award dated
14.03.2011 had remitted the matter back to the Labour Court for a
fresh adjudication after granting an opportunity of pleading evidence
to the petitioner i.e. the State Power Generation Company, who was
the respondent before the Labour Court. This Court had also
directed the Labour Court to conclude the proceedings within a
period of six months.
3. The PUD now has been sent by the concerned Magistrate stating
that the Labour Court was without a Presiding Officer for quite some
time and thereafter the present Presiding Officer has assumed the

charge only on 22.01.2018 and thus has prayed for grant of extension of time.

4. Given the facts and circumstances of the case and reasons explained to be justified this Court grants a further period of 4 months time to the concerned Magistrate to conclude the proceedings before the Labour Court Korba. It is necessary at this juncture to direct that the Presiding Officer should ensure that the adjournment should not be granted for more than two weeks and the adjournment also should be granted only for genuine and reasonable cause and not just for the sake of asking.
5. The matter is an old matter and it requires a prompt adjudication. The Presiding Officer should see that the parties to the dispute are not granted unnecessary prolonged adjournments on repeated occasions and every effort should be made to conclude the proceedings at the earliest.
6. The PUD thus stands answered in the affirmative and the MCC stands disposed off granting an extension of a further period of 4 months from the next date of hearing.

Sd/-
(P. Sam Koshy)
Judge

Ved