

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

CWP-18491-2010

Date of Decision:06.02.2018

M/s Aman Securities and Detectives

... Petitioner

Vs.

Presiding Officer and others

... Respondents

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

Present : Mr. Saurav Verma, Advocate for the petitioner.

None for the respondents.

P.B. BAJANTHRI J. (Oral)

Despite giving sufficient time. None appears on behalf of the respondents. Hence, matter is heard. Petitioner has challenged the ex parte awards dated 30.9.2004 and 23.9.2004 (Annexures P-27 and P-28). There were six workmen who have raised industrial dispute. Having regard to the fact that it was an ex parte award. Thus, there is denial of reasonable opportunity to the petitioner.

Accordingly, ex parte award is set aside. Matter is remanded to the Labour Court for deciding the reference afresh within a period of six months from today. Parties are hereby directed to co-operate in deciding the reference.

Pursuant to the order dated 13.10.2010, petitioner had deposited a sum of Rs.6 lacs before the Labour Court. Thereafter, 50% amount so deposited has been released in favour of the respondent-workman with reference to the consequential order on 21.12.2010. 50% amount so released in favour of the workmen would be treated as litigation costs. Insofar as remaining 50% amount shall be released in favour of the petitioner.

With the above observation, petition stands allowed.

06.02.2018

rajeev

(P.B. Bajanthri)

Judge

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No