

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-17971-2012 (O&M)

Date of Decision:-04.05.2018.

The Haryana Urban Development Authority and another

.....Petitioner

Versus

Mohinder Kumar

.....Respondent

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

Present: Mr. Hitesh Pandit, Advocate for the petitioners.

Mr. Rahul Jain, Advocate for the respondent.

P.B. BAJANTHRI, J. (Oral)

In the instant writ petition, petitioners have challenged the ex-parte award passed against Management dated 21.2.2012 (Annexure P-2).

2.) Respondent-workman is stated to have been appointed as a Chowkidar on daily wage basis on 10.02.1993 with the petitioner. His services have been terminated on 7.12.2007. Thus, he raised a demand notice. Reference No.38 of 2011 has been decided by the Labour Court ex parte against Management. Therefore, ex parte award passed against Management by the Labour Court dated 21.2.2012 is set aside. Parties are hereby directed to appear before the Labour Court on 05.07.2018 and co-operate in deciding the reference afresh. Labour Court is requested to decide the reference within a period of 6 months from the date of receipt of certified copy of this order. In the meanwhile, if petitioners have not paid

the 17-B wages from the date of the award till 16.11.2012, in that event they are hereby directed to calculate and disburse within a period of 3 months from today. Respondent-workman is entitled to litigation cost of ₹ 30,000/-. Cost shall be paid by the petitioners within a period of 2 months from today.

3.) Petition stands disposed of.

(P.B. BAJANTHRI)
JUDGE

May 04, 2018.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.