

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-18808-2012 (O&M)

Date of Decision:-17.04.2018.

M/s The Makers Pvt. Ltd.

.....Petitioner

Versus

The Presiding Officer, Industrial Tribunal-cum-Labour Court, Gurgaon and others

.....Respondents

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

Present: Mr. Sachin Mittal, Advocate for the petitioner.

Mr. Puneet Bansal, Advocate for
Mr. Pankaj Jain, Advocate for respondent No.2.

P.B. BAJANTHRI, J. (Oral)

In the instant writ petition, petitioner has challenged the award passed by the Labour Court dated 03.01.2012 (Annexure P-5).

2.) Undisputedly, award dated 03.01.2012 is *ex parte* against Management. In order to consider principle of natural justice, it is necessary to set aside the *ex parte* award passed by the Labour Court. Accordingly award dated 03.01.2012 (Annexure P-5) is set aside.

3.) Petition stands allowed. Labour Court is requested to decide Reference No.210 of 2006 within a period of 6 months from the date of receipt of certified copy of this order. Parties are hereby directed to appear before the Labour Court on 10.05.2018 and they are directed to co-operate in deciding the reference. Petitioner-Management are hereby directed to

pay litigation cost to the respondent-workman a sum of ₹ 30,000/-. Cost of litigation shall be paid by the petitioner-Management within a period of 1 month from today.

(P.B. BAJANTHRI)
JUDGE

April 17, 2018.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.