

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-25683-2013 (O&M)

Date of Decision:-10.01.2018.

Hakam Singh

.....Petitioner

Versus

Assistant Manager Food Corporation of India PSD, Patiala and others

.....Respondents

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

Present: Mr. K.B. Sharma, Advocate for
Mr. D.R. Sharma, Advocate for the petitioner.

Mr. H.S. Dhandi, Advocate for the respondents.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioner has challenged the award passed by the Labour Court dated 23.03.2009 (Annexure P-9) by which Reference has been answered against the petitioner on the score that there is no relationship of employer and employee between the petitioner and the respondents-Food Corporation of India (for short 'the FCI'). The FCI have entered into agreement with The Associates (Security & Services) Detectives (An Ex-Servicemen Organisation) for the purpose of engaging workmen in respect of discharging certain duties of the FCI. Pursuant to the agreement the contractor (Security & Services) Detectives lent services of the petitioners and others to the respondent. Thus, it is evident that petitioner's services have not been engaged by the FCI so as to claim any

relief against the FCI – respondents. Moreover, the petitioner has not arrayed contractor – The Associates (Security & Services) Detectives so as to claim any relief. In view of these facts and circumstances, no interference is called for in respect award passed by the Labour Court dated 23.03.2009 to the extent that there is no relationship of employee and employer between the petitioner and the respondents-FCI.

Accordingly, petition stands dismissed.

(P.B. BAJANTHRI)
JUDGE

January 10, 2018.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.