

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

**CWP No.25521 of 2015
Date of Decision: 27.03.2018**

Sat PalPETITIONER
Vs.

State of Punjab and othersRESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr.Sandeep Arora, Advocate for the petitioner.
Ms.Deepali Puri, Addl. A.G. Punjab.
Ms. Kavita Arora, Advocate for respondent No.3.

JASPAL SINGH J. (ORAL)

Heard.

At the very outset of the arguments, it has emerged that the petitioner earlier preferred an application under Section 33(c) (2) of the Industrial Tribunal Disputes Act (hereinafter referred to as 'the Act') seeking the relief which has been claimed through the instant petition, which was dealt with and disposed of by the Presiding Officer, Labour Court, Gurdaspur, vide order dated 26.11.2008 (Annexure P-1).

Since the matter has already been set at rest and the controversy stood settled, instant petition is not legally maintainable. In fact, the petitioner should have taken recourse to the proceedings for getting executed or implemented the order dated 26.11.2008 (Annexure P-1), as per the provisions of the code of Civil Procedure. Since an efficacious remedy to get the order dated 26.11.2008 executed is available to the petitioner, the instant petition cannot proceed and deserves to be dismissed.

Accordingly, instant petition being not maintainable is hereby dismissed.

**(JASPAL SINGH)
JUDGE**

27.03.2018
Anjal

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No