

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

CWP-4808-2014 (O&M)

Date of Decision: 15.02.2018

Balbir Chander

... Petitioner

Vs.

M/s Adhishthata Vedic Bhagti Sadhan Ashran (Regd.) and another

... Respondents

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

Present : Mr. N.K. Malhotra, Advocate for the petitioner.

Mr. Nitin Kaushal, Advocate for respondent No.1.

P.B. BAJANTHRI J. (Oral)

In the instant petition, petitioner has assailed the award passed by the Labour Court dated 14.08.2013 (Annexure P-4).

Crux of the matter is whether petitioner had abandoned the service or petitioner's services have been terminated.

Learned counsel for the respondent-management vehemently contended that for remaining absent, they have issued number of letters asking him to report back to duty. Those documents are part of the Labour Court record as they were exhibited as MW-1/19. These documents have not been taken into consideration while deciding the reference No.277 of 2003.

In view of the above submission, award passed by the Labour Court dated 14.8.2013 is set aside. Matter is remanded to the Labour Court. Parties are hereby directed to co-operate in deciding the reference no.277 of 2003. Labour Court is requested to decide the reference within a period of four months from the date of receipt of a certified copy of this order.

Petition stands disposed of accordingly.

15.02.2018
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No