

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

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CWP No.5780 of 2014

Date of decision: February 07, 2018

Naresh Kumar

.....Petitioner

Versus

Presiding Officer, Industrial Tribunal-cum-Labour Court and another

.....Respondents

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

Present: Mr. Shalender Mohan, Advocate for the petitioner.

Mr. Pawan Kumar Longia, Advocate for respondent No.2.

P.B. BAJANTHRI, J (Oral)

In the instant writ petition, petitioner has challenged the award dated 03.01.2014 passed by the Industrial Tribunal-cum-Labour Court, Hisar (Annexure P-6).

Learned counsel for the petitioner vehemently contended that he had been appointed by the Executive Engineer of the respondent. Labour Court failed to appreciate the version of the petitioner. In the absence of necessary material to show that he was appointed by Executive Engineer one cannot draw inference that there is a relationship of employee and employer between the petitioner and respondent-Executive Engineer. It seems that the petitioner might have been appointed through Contractor. Therefore, the petitioner cannot claim any benefit against the respondent-Executive Engineer. Thus, the petitioner has not made out a case so as to interfere with the Labour Court award dated 03.01.2014.

Accordingly, the petition stands dismissed.

**(P.B. BAJANTHRI)
JUDGE**

February 07, 2018

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No