

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-2941-2017 (O&M)
Date of Decision:-23.04.2018.

Yogender Sharma

.....Petitioner

Versus

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

.....Respondents

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

Present: Mr. Surender Saini, Advocate for the petitioner.

Mr. H.S. Bedi, 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 23.12.2015 (Annexure P-4). It is *ex parte* award against the petitioner-workman. For the reasons stated in the petition as to why petitioner-workman has been proceeded against *ex parte* is to be taken into consideration. That apart, respondent-workman's grievance is required to be examined with reference to social obligation. Therefore, *ex parte* award dated 23.12.2015 is set aside and matter is remanded to the Industrial Tribunal-cum-Labour Court, Panipat for deciding Reference No.43 of 2013 afresh. Labour Court is requested to decide the Reference within a period of six months from the date of receipt of certified copy of this order. Parties are hereby directed to appear before Industrial Tribunal-

cum-Labour Court, Panipat on 24.05.2018 and cooperate in deciding the Reference afresh. Petitioner is hereby directed to pay cost of ₹5,000/- as litigation cost to the respondent-Company within a period of 3 months from today.

2.) With the above observations, petition stands disposed of.

(P.B. BAJANTHRI)
JUDGE

April 23, 2018.

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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.