

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.29924 of 2018

Date of Decision: 03.12.2018

F.M.I. Automotive Components
Employees Union

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Vishal Sharma, Advocate and
Mr. Sahil, Advocate,
for the petitioner.

Ms. Shruti Jain Goyal, DAG, Haryana.

RAJIV NARAIN RAINA, J.(Oral)

The appeal is provided against an order passed under Section 6 of the Industrial Employment (Standing Orders) Act, 1946 which prescribes an appeal against the order of the Certifying Officer which lies to the Labour Court exercising territorial jurisdiction over the subject matter. A direct writ petition under Article 226 of the Constitution is not maintainable in view of alternative remedy available which is equally efficacious. The petitioner may take all its pleas in appeal including on jurisdiction of person other than the Regional Labour Commissioner to be the Certifying Officer as defined in Section 2 (c) of the Act read with notification now produced by the learned Law Officer dated 23.01.2009 copy of which is retained on record as Mark 'A'.

Dismissed with the aforesaid liberty.

**(RAJIV NARAIN RAINA)
JUDGE**

03.12.2018
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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No