

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-4592-2018 (O&M)
Date of Decision:-26.02.2018.

Haryana State Marketing Board, Sub Division Jagadhri, District Yamuna
Nagar

.....Petitioner

Versus

Presiding Officer, Labour Court, Ambala and others

.....Respondents

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

Present: Mr. Pritam Singh Saini, Advocate for the petitioner.

P.B. BAJANTHRI, J. (Oral)

In the instant writ petition, petitioner has challenged the award passed by the Labour Court dated 23.05.2017 (Annexure P/6).

(2.) Respondents' were stated to have been engaged as Peon through contractor. The same is disputed to some extent for the reasons that contractor was not a licence holder. Perusal of the records, it is evident that for 16 years, respondents have worked. Therefore, dispensing them from service as a Peon may not be appropriate. Moreover, Labour Court in para 9 to 11 held that respondents are entitled to continue in service having regard to the defect in entrusting contract to a contractor who is not holder of licence. In view of the length of service rendered by the respondents, it is not appropriate to interfere with the Labour Court award dated 23.05.2017 (Annexure P/6).

Accordingly, writ petition stands dismissed.

(P.B. BAJANTHRI)
JUDGE

February 26, 2018.

sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.