

LPA no.2449 of 2017 (O&M) 1

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

LPA no.2449 of 2017 (O&M)

Date of Decision : 18.09.2018

Krishan Kumar

....Appellant(s)

Versus

The Executive Engineer and another

...Respondent(s)

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE MAHABIR SINGH SINDHU**

Present : Mr. Sandeep Singal, Advocate for the appellant(s)

MAHESH GROVER, J.(ORAL)

CM no.5447-LPA of 2017

After hearing learned counsel for the applicant and going through the contents of the application, delay of 19 days in filing the instant appeal is hereby condoned. CM stands allowed.

Main case

This is an appeal directed against the judgment of the learned Single Judge dated 11.10.2017.

As a workman the appellant claimed reference which was declined by the Labour Court on the ground that the appellant had remained absent from 16.12.1999 to 18.11.2008. Writ proceedings against the award were also negated by noticing the same fact of the appellant's prolonged absence without intimation to his employer.

Learned counsel for the appellant has been unable to show any illegality in the orders passed. Evidently the prolonged absence of the

workman from his employment had weighed with the learned Single Judge to negate the claim of the appellant. We find no reason to interfere in the absence of any illegality. Hence, instant appeal is hereby dismissed.

(Mahesh Grover)
Judge

18.09.2018	(Mahabir Singh Sindhu)
rekha	Judge
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No