

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Letters Patent Appeal No. 126 of 2018 (O&M) in
CWP No. 23421 of 2015
Date of decision: 2.4.2018

Banwari Lal

.. Appellant

v.

**Punjab Water Resources Management and Development Corporation
Ltd. and others**

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE B. S. WALIA

Present: Mr. Inder Jit Sharma, Advocate for the appellant.

...

Rajesh Bindal J.

This order will dispose of seven appeals bearing LPA Nos. 126, 135, 136, 139, 140, 163 and 279 of 2018, as the issues involved in all the appeals are identical.

The facts have been taken from LPA No. 126 of 2018.

The order passed by the learned Single Judge dismissing the writ petition has been impugned by filing the present intra-court appeal. The services of the appellant were terminated way back in the year 1988. He kept quiet for a period of about two decades. He raised industrial dispute after some other similarly situated workmen were granted relief by this court, who had approached the court immediately after termination of their services. Despite there being huge delay in raising the industrial dispute, the Industrial Tribunal directed payment of compensation @ ₹ 20,000/- for each completed year in lieu of reinstatement. The award of the Industrial Tribunal was upheld by the learned Single Judge.

Considering the fact that there was huge delay in raising the industrial dispute, in our opinion, there is no error in the order passed by the learned Single Judge, whereby the award of the Industrial Tribunal granting compensation in lieu of reinstatement has been upheld. The appellant cannot claim parity with other workmen, who were terminated along with him as they raised industrial dispute immediately after their termination. There is no error in the order passed by the learned Single Judge.

Accordingly, the appeals are dismissed. Consequently, the applications for condonation of delay are also dismissed.

(Rajesh Bindal)
Judge

(B. S. Walia)
Judge

2.4.2018
mk

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No