

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

**LPA No.1535 of 2018(O&M)
Date of decision: 06.12.2018**

Devender Kumar

... Appellant

Versus

Presiding Officer, Industrial Tribunal-cum-Labour Court-I, Faridabad and
another

... Respondents

**CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI,
CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI, JUDGE**

Present: Mr. Amit Sheoran, Advocate for the appellant.

KRISHNA MURARI, C.J. (Oral)

CM-4132-LPA-2018

Delay of 2 days in re-filing the appeal is condoned.

CM stands disposed of.

LPA-1535-2018

This intra-court appeal filed under Clause X of the Letters Patent is directed against the order dated 19.07.2018 passed by learned Single Judge dismissing the writ petition filed by the appellant herein challenging the award made by the Labour Court.

The claim of the appellant-petitioner was rejected by the Labour Court on the ground that vide order dated 11.01.2001, he was retrenched and paid retrenchment compensation. To compound it further, the appellant in his statement before the Labour Court admitted that he had received a cheque of Rs.5865/- towards retrenchment compensation and got it encashed.

Once the appellant-petitioner succumbed to the retrenchment, accepted the cheque of compensation and got it encashed, he is left with no other right and his claim has rightly been rejected by the Labour Court and the writ petition by the learned Single Judge.

In view of the above facts and discussion, we find no infirmity in the impugned judgment passed by the learned Single Judge requiring interference with this appeal, which is devoid of merit and accordingly stands dismissed.

(Krishna Murari)
Chief Justice

(Arun Palli)
Judge

06.12.2018
Rajan

Whether speaking / reasoned:
Whether Reportable:

YES
NO