

HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION No.13951 of 2003

ORDER:

When the matter is taken up for hearing, Counsel appearing for the petitioner had contended that the Labour Court had erroneously passed the impugned order in favour of the 2nd respondent – workman and granted a relief of Rs.49,113.89 ps. Counsel for the petitioner further submitted that the 2nd respondent is not entitled for the amount of Rs.49,113.89 ps, but the Labour Court had granted the relief to the 2nd respondent directing the petitioner to pay the said amount. Counsel for the petitioner, however, submitted that the 2nd respondent has retired from service on 01.07.2010.

A perusal of the impugned order passed by the Labour Court discloses that the petitioner and their counsel were called absent when the case was being heard, and the order was passed after giving an opportunity to the petitioner, but the petitioner has not availed the opportunity of contesting the case. Therefore, this Court is not inclined to interfere with the impugned order passed by the Labour Court in CMP.No.1 of 1992 dated 01.09.1997.

The writ petition is accordingly dismissed. No order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

ABHINAND KUMAR SHAVILI, J