

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

Date of decision: 05.02.2019

CWP No.11593 of 2013

Harjit Singh (now deceased) through LRs ...Petitioner

Vs.

The Presiding Officer, Labour Court, Bathinda & others ...Respondents

CWP No.11700 of 2013

Amrik Singh ...Petitioner

Vs.

The Presiding Officer, Labour Court, Bathinda & others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Inderjit Sharma, Advocate, for the petitioner(s).

Mr. Aman Chaudhary, Advocate, for respondent No.2.

RAJIV NARAIN RAINA, J. (ORAL)

This order will dispose of above mentioned two writ petitions, as common questions of law and fact are involved in them, which can conveniently be decided by a common order.

There is neither an appointment letter nor a termination order on record. No documentary evidence was led by the petitioner(s) to establish employer-employee relationship with the respondent-Management. The Management is not a private organization. It is Central Institute of Post Harvest Engineering & Technology Abohar, which is an instrumentality of the State. Service with an instrumentality of the State must be supported by

documented service failing which oral evidence is not a dependable via media with court to interfere with the award. The Labour Court has recorded that opportunity of cross-examination was given to the workman, but he did not avail it. Therefore, no occasion arises to differ with the impugned award/s as there is no error apparent on the face of record.

Consequently, both the petitions are ordered to stand dismissed.

05.02.2019
Vimal

[RAJIV NARAIN RAINA]
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>