

LPA no. 1506 of 2017 (O&M) 1

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

LPA no. 1506 of 2017 (O&M)

Date of Decision : 22.01.2019

The Rohtak Central Cooperative Bank, Rohtak

....Appellant(s)

Versus

Chameli and others

...Respondent(s)

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE LALIT BATRA**

Present : Mr.Sachin Gupta Ladwa, Advocate for the appellant(s)

MAHESH GROVER, J.(ORAL)

It has been conceded before us that the award of Labour Court as upheld by the learned Single Judge stands implemented. We have perused the impugned order and do not find any reason to interfere with the findings recorded by the learned Single Judge, of the inquiry being defective. There is an interlocutory order passed which was not challenged and attained finality. The appellant failed to exercise its right under Section 11-A of the Industrial Disputes Act to produce evidence to prove the misconduct. Nothing has been shown to us to take a contrary view about the inquiry being defective and the appellants never raised their claim to lead evidence before the Labour Court under Section 11-A of the Industrial Disputes Act. There is thus absolutely no ground available with them to question the findings in the impugned order. Looking at the fact that the award stands implemented as also the fact no infirmity has been pointed out,

we deem it appropriate to dismiss the instant petition, particularly, when it is barred by an unexplained delay of 71 days.

Ordered accordingly.

(Mahesh Grover)
Judge

22.01.2019
rekha
Whether speaking/reasoned
Whether reportable

(Lalit Batra)
Judge
Yes/No
Yes/No