

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

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**IN VIRTUAL COURT**

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**CWP No. 4710 of 2022  
Date of decision : 10.3.2022**

**Harchand Singh**

**.....Petitioner**

**Vs.**

**Presiding Officer, Industrial Tribunal, Patiala and others**

**.....Respondents**

**Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**

Present : Mr. Vishal Goel, Advocate, for the petitioner

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**Rajbir Sehrawat, J. (Oral)**

This is a petition filed under Articles 226/227 of the Constitution of India for quashing the order dated 26.10.2021 (Annexure P-3), passed by the Presiding Officer, Industrial Tribunal, Patiala- respondent No.1, whereby the petition filed by the petitioner has been dismissed. It is further prayed that the respondents be directed to reinstate the services of the petitioner and allow him to join the duty on the post of Salesman from the date of his termination.

A perusal of the award shows that the reference has been answered against the petitioner workman on the ground that he has not proved the fact that he had worked for 240 days in 12 calendar months preceding the alleged termination from service. It also shows that the respondents had denied employment of the petitioner. Once the respondents had denied the employment; then it was incumbent upon the petitioner to lead cogent evidence to show that he had worked for 240 days in 12 calendar months preceding the date of alleged termination. However, the petitioner has not led any evidence

whatsoever, except the uncorroborated oral statement made by him. Hence, this Court does not find any illegality or perversity with the award passed by the Tribunal.

Accordingly, finding no ground to interfere with the award passed by the Labour Court, the petition is dismissed.

(RAJBIR SEHRAWAT)  
JUDGE

10.3.2022  
*Ashwani*

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|-------------------|---|--------|
| Speaking/Reasoned | : | Yes/No |
| Reportable        | : | Yes/No |