

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
225.**

**LPA-1690-2019 &
CM-3785-LPA-2019**

Date of Decision: August 25, 2022

**HARYANA URBAN DEVELOPMENT AUTHORITY (NOW HARYANA
SAHARI VIKAS PRADHIKARAN) PANCHKULA AND ANOTHER**

...APPELLANTS

Versus

MOHINDER KUMAR AND ANOTHER

...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ALOK JAIN**

**Present: Mr. Arvind Seth, Advocate,
for the appellants.**

**Mr. Rahul Jain, Advocate,
for respondent No. 1.**

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this appeal is to the judgment dated 09.07.2019 passed by the learned Single Judge, whereby the writ petition preferred by the Haryana Urban Development Authority (Now HSVP) has been dismissed, whereby the Award dated 19.11.2018 (Annexure P-3) passed by the Labour Court, Ambala ordering reinstatement of the respondent-workman with continuity of service and 50% back wages with effect from the date of termination along with interest in case of non-payment within a period of two months, was under challenge.

Learned counsel for the appellants contends that the services of the respondent-workman had been terminated for the reason that the services were no more required. He, however, could not dispute the fact that the finding has been returned by the Labour Court in its impugned order

that the provisions of Section 25-F of the Industrial Disputes Act have not been complied with.

It is also an admitted position that the respondent-workman has rendered his services for 14 ½ years with the appellants.

If that be the position, we do not find any ground for accepting the present appeal as there is no illegality in the Award passed by the Labour Court, which has been challenged before the learned Single Judge and the same has been rejected by him vide the impugned judgment.

In the light of the above, finding no merit in the present appeal, the same stands dismissed.

CM-3785-LPA-2019

In view of the dismissal of the main appeal, the present application for stay has been rendered infructuous and the same is disposed of as such.

**(AUGUSTINE GEORGE MASIH)
JUDGE**

**(ALOK JAIN)
JUDGE**

August 25, 2022

pj

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No