

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

**RA-CW-142-2017 IN
CWP-3211-2016
Date of Decision: 28.10.2022**

Ram Chander

..... Applicant/Petitioner

Versus

Presiding Officer, Industrial Tribunal cum Labour Court, Hisar and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Manoj Chahal, Advocate,
for the applicant/petitioner.

None for respondents No.2 and 3.

RAJBIR SEHRAWAT, J. (ORAL)

**RA-CW-142-2017 IN
CWP-3211-2016**

This is an application for reviewing the judgment dated 07.02.2017 passed in CWP-3211-2016.

Learned counsel for the applicant/petitioner has submitted that the order under review has been passed on misreading of the evidence on account of lack of proper assistance due to absence of the counsel for the petitioner. The order is based upon the statement of witness No.3, which is stated to be Exhibit M4 and which is attributed to the petitioner, wherein the petitioner is stated to have admitted that he was aware of the unauthorized liquor sales from the canteen. However, the petitioner has never made any such statement either before the Inquiry Officer or before the Labour Court.

Therefore, the order dated 07.02.2017 deserves to be recalled.

Notice in the review application was issued vide order dated 01.05.2017 passed by this Court and contesting respondents No.2 and 3 were served and put in their presence through their counsel. Neither any reply to the review application has been filed nor anyone is present today on behalf of contesting respondents No.2 and 3.

In view of the above, the order dated 07.02.2017 is recalled and the writ petition is restored to its original number.

CWP-3211-2016

Let notice be issued to respondents No.2 and 3, on furnishing of the fresh process fee by the learned counsel for the petitioner within a period of four weeks from today, failing which the writ petition shall be deemed to have been dismissed in default without any further reference to this Court.

Adjourned to 09.05.2023.

(RAJBIR SEHRAWAT)
JUDGE

28.10.2022
adhikari

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No