

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

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CWP No.37440 of 2019 (O&M)
DATE OF DECISION: 25th MAY, 2022

Raju Dass

.... Petitioner

Versus

The Presiding Officer, Industrial Tribunal and others

.... Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Harminder Singh, Advocate,
for the petitioner.

* * * *

RAJBIR SEHRAWAT, J. (Oral)

This is a petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of Certiorari for setting aside the award dated 07.05.2019 (Annexure P-9), passed by respondent No.1, whereby the Industrial Dispute Reference No.76 of 2013 preferred by the petitioner against respondents No.2 and 3 has been declined and answered against the petitioner-workman.

A bare perusal of the award passed by the Labour Court shows that the petitioner-workman had admitted the factum that he was transferred from Chandigarh to Ludhiana, vide transfer order dated 02.02.2013 (Annexure P-2). But, the petitioner had not joined as per the directive of his employer i.e. M/s Terrier Utility Service Pvt. Ltd. Hence, the charge of not joining the duty, pursuant to the directive of respondent No.3 was not even disputed. Even, the employer-employee relationship

between the petitioner and the respondent-Medical College was not established; because it has come on record that the petitioner was employee of respondent No.3-M/s Terrier Utility Service Pvt. Ltd.

In view of the above, this Court does not find any illegality with the award passed by the Labour Court. Hence, the present petition is dismissed.

25th MAY, 2022
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(RAJBIR SEHRAWAT)
JUDGE

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