

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

Date of decision : 02.02.2023

1 CWP-22742-2014 (O&M)

Nestle India Ltd.

...Petitioner

Vs.

Bhupender Rawat and others

...Respondents

2 CWP-26377-2014

Nestle R&D Centre India Pvt. Ltd.

...Petitioner

Vs.

**Presiding Officer, Labour Court
Ambala and others**

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Sumeet Mahajan, Sr. Advocate with
Mr. Saksham Mahajan, Advocate for the petitioner
in CWP-22742-2014.

Mr. Pawan Kumar Mutneaj, Sr. Advocate with
Mr. Abhishek Joon, Advocate for the petitioner
in CWP-26377-2014.

Mr. J.S.Garkal, Advocate for respondent No.3
in CWP-22742-2014.

Mr. Dinesh Madan, Advocate
for respondent No.3 in CWP-26377-2014.

Mr. Bhupender Rawat (Workman)- respondent No.1 in person.

MANOJ BAJAJ, J.

Petitioners have approached this Court through separate petitions under Article 226 Constitution of India for issuance of a writ in the nature of Certiorari seeking quashing of the award dated 30.05.2014 (Annexure P-12), whereby the order dated 23.12.2009 terminating the services of workman by

Nestle R&D Centre India Pvt. Ltd. was set aside, and direction was issued to sister concern of Management i.e.M/s Nestle India Ltd. to give him appointment.

Today, learned counsel for the petitioners have stated that the dispute between the parties is amicably settled and workman is being paid Rs.2,50,000/- through cheque bearing Nos.016208 dated 01.02.2023 as full and final settlement and with this the grievance of the workman stands redressed. It is prayed that in view of the compromise, the writ petitions be disposed of.

Mr. Bhupender Rawat-Workman, who is present in Court does not dispute the above position and states that indeed the settlement between the parties is arrived at. He further states that he has no objection, if the impugned award is set aside and petitions are disposed of. In this regard, his statement has been separately recorded, wherein he has admitted the factum of compromise and tendered the receipt of Rs.2,50,000/- by way of above cheque, alongwith copy of his PAN and Aadhar card, which are taken on record.

In view of the above, the award dated 30.05.2014 (Annexure P-12) passed by labour Court, Ambala is set aside and the respective rights of the parties pertaining to the industrial dispute shall be governed as per the terms and conditions of the compromise.

The writ petitions are disposed of.

As the main case is decided, therefore, pending miscellaneous application(s), if any, be treated as disposed of.

02.02.2023

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Whether speaking/reasoned :
Whether Reportable :

(MANOJ BAJAJ)
JUDGE

Yes	No
Yes	No