



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

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CWP-13152-1998

Date of decision: 16.10.2024

SURESH KUMAR

...PETITIONER

Vs.

**PRESIDING OFFICER, INDUSTRIAL TRIBUNAL-CUM-LABOUR
COURT, PANIPAT AND ANOTHER**

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. K.S. Malik, Advocate
for the petitioner.

Mr. Lekh Raj Sharma, Advocate and
Mr. Abhishek Sharma, Advocate
for respondent No. 2.

JAGMOHAN BANSAL, J (ORAL)

1. The petitioner through the instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of Award dated 13.11.1997 (Annexure P-1) whereby Labour Court has answered the reference against him.
2. The petitioner claims that he joined respondents in August' 1994 and worked till November' 1995. He was retrenched in November' 1995 and prior to his date of retrenchment, he had completed 240 days, thus, he was entitled to protection of Sections 25-B and 25-F of Industrial Disputes Act, 1947. He was retrenched without compensation.
3. Learned counsel for the petitioner submits that an appropriate amount of lump sum compensation may be awarded.



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4. Keeping in mind paras 50-52 of judgment of Supreme Court in *Central Council for Research in Ayurvedic Sciences and another v. Bikartan Das and others, 2023 SCC OnLine SC 996* and to put the litigation to rest, this Court considering the length of service and last drawn pay of the workman, deems it appropriate to direct the management to pay a sum of ₹50,000/- as lump sum payment to workman towards full and final settlement. Let the needful be done within 1 month from today, failing which the said amount will carry interest @ 9% per annum.

5. Disposed of in above terms.

16.10.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No