



(112)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA-1245-2024 (O&M)
Date of decision:- 29.08.2024

Jai Pal
...Appellant(s)
Versus
Chairman, Market Committee, Barara, District Ambala and others
...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Krishan Singh, Advocate,
for the appellant.

* * * *

SHEEL NAGU, C.J. (ORAL)

CMs-2990 & 2991-LPA-2024

For the reasons mentioned therein, the delay of 52 days in re-filing and 27 days in filing the appeal is condoned.

The applications stand disposed of.

LPA-1245-2024

1. This Intra Court Appeal assails the order dated 24.11.2023 passed by the learned Single Judge dismissing the petition filed by the petitioner-workman (appellant herein) and upholding the Award dated 26.08.2021 passed by the Additional District & Sessions Judge, Presiding Officer, Industrial Tribunal-cum-Labour Court, Ambala by which his claim regarding termination raised therein was rejected on the ground that he failed to establish that he had worked for at least 240 days in the last 12 months preceding his termination.



2. Learned counsel for the appellant-workman even today is unable to provide any such material or evidence on record which may compel us to take a view different from the one taken by the learned Single Judge.
3. It is not disputed that the appellant-workman was working on contractual basis and had worked for three different spells i.e. from 07.03.2008 to 31.03.2008 (24 days), from 08.04.2008 to 30.04.2008 (23 days) and from 01.05.2008 to 31.05.2008 (31 days) and, therefore, admittedly he did not complete the minimum requirement of working 240 days in the last 12 months preceding his termination and, thus, cannot be given advantage or benefit of Section 25-F of the Industrial Disputes Act, 1947.
4. We see no ground to interfere with the order passed by the learned Single Judge as well as the Award of the Industrial Tribunal-cum-Labour Court, Ambala.
5. The appeal being meritless, accordingly, stands dismissed.

(SHEEL NAGU)
CHIEF JUSTICE

(ANIL KSHETARPAL)
JUDGE

29.08.2024
Amodh Sharma

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