



CWP-16496-2000

-1-

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

214

CWP-16496-2000

Date of Decision: 18.11.2024

Ashok Kumar

...Petitioner

**Versus**

**Presiding Officer, Industrial Tribunal-cum-Labour Court, Panipat and  
another**

...Respondents

**CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: - Mr. Sandeep Kumar Sharma, Advocate and  
Mr. Arjun Singh, Advocate for the petitioner  
Mr. Aman Dhir, Deputy Advocate General, Punjab  
\*\*\*

**JAGMOHAN BANSAL, J. (Oral)**

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of award dated 28.04.2000 (Annexure P/6) whereby the Labour Court has answered the reference against him.

2. The petitioner joined respondent on 01.06.1993 and he was terminated on 13.07.1994. He was a daily wager. The respondent is an instrumentality of State Government.

3. The petitioner was terminated on 13.07.1994. He was not selected through a regular selection process. He was not appointed against a



CWP-16496-2000

-2-

regular post. He was a mere daily wager. He was retrenched in July' 1994. A period of more than three decades from the date of his termination has passed away.

4. In view of judgment of Supreme Court in *Secretary, State of Karnataka v. Uma Devi, (2006) 4 SCC 1*, it would not be just and fair to order for his reinstatement or back wages.

5. This Court is of the considered opinion that the petition being bereft of merit deserves to be dismissed and accordingly dismissed.

(JAGMOHAN BANSAL)  
JUDGE

18.11.2024

Mohit Kumar

|                           |        |
|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |