



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

203

CWP-3341-1997

Date of decision: 07.11.2024

GURMAIL SINGH

....PETITIONER

Vs.

THE PRESIDING OFFICER, LABOUR COURT, PATIALA & OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. V.K. Kaushal, Advocate
for the petitioner.

Mr. Manbir Singh Batth, Advocate
for respondent Nos. 2 to 4.

JAGMOHAN BANSAL, J (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking modification of award dated 26.10.1995 (Annexure P-1) whereby Labour Court ordered to reinstate him without back wages.
2. The petitioner is claiming that he has been wrongly denied benefit of back wages. The order of termination passed by respondent was set-aside and he was ordered to be reinstated without back wages. The similarly situated employees were reinstated with 50% back wages.
3. This Court, vide order dated 07.8.2013 passed in **CWP-5208-1993** titled as '**Ranjit Singh Vs. The Labour Court, Patiala and others**' in the case of a similarly situated employee has held that workman is entitled to 50% back wages.
4. On being confronted with order dated 07.08.2013 passed by this Court in **CWP-5208-1993**, Mr. Manbir Singh Batth, Advocate submits that he leaves it to this Court to decide the question of back wages.

5. The petitioner at the time of termination was getting salary Rs. 484/- per month. He served demand notice on 27.09.1988 and was reinstated on 26.10.1995. He is claiming 50% back wages in terms of order dated 07.08.2013 passed by this Court. The Back wages of aforesaid period come to approximately Rs. 20,000/-.
6. Considering the amount claimed and order dated 07.08.2013 passed by this Court in the aforesaid writ petition, I find it appropriate to direct the respondent to pay a sum of Rs. 20,000/- to petitioner within 8 weeks' from today. The aforesaid amount shall carry interest @ 9%, if payment is not made within aforesaid period.
7. Disposed of accordingly.

07.11.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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