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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-4173-2000 (O&M)

Date of Decision:27.09.2024

M/S K.G. KHOSLA COMPRESSORS LTD.

..... Petitioner

*Versus*THE PRESIDING OFFICER, INDUSTRIAL TRIBUNAL-CUM-
LABOUR COURT-I, FARIDABAD AND ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. P.S. Jammu, Advocate with
Mr. Jayender Manocher, AR of the Petitioner-Company.

Mr. Manav Bajaj, Advocate for the respondents.

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 27.10.1999 (Annexure P-10) whereby workman was ordered to be reinstated with back wages.

2. The workman was appointed initially for 89 days and the said period was time to time extended. He was terminated on 06.03.1991. He served demand notice and matter reached to the Labour Court which ordered for reinstatement of workman alongwith back wages.

3. The matter was referred to Daily Lok Adalat by this Court wherein the following order was passed on 15.02.2017:

“Learned counsel for respondent No.2 has made a statement that he will give up his claim regarding reinstatement from today subject to the Management giving him entire back wages (minus amount already received under Section 17-B of the Industrial Disputes Act).

*Let the petitioner consider this offer of the workman.
Adjourned to 15.3.2017.
Copy of the order be given to the workman for onward
transmission to the petitioner-Company.”*

4. The matter was taken up time and again by Daily Lok Adalat where Management agreed to pay a sum of Rs.89,000/- towards back wages and other claims. The respondent did not agree on the said amount, accordingly, the matter was referred back to this Court.
5. Mr. P.S. Jammu, Advocate for the petitioner submits that he leaves to this Court to decide amount of lump sum compensation. He confirms that provident fund contribution has already been paid to the workman.
6. Mr. Manav Bajaj, Advocate for the respondents also submits that he leaves to this Court to decide amount of lump sum compensation.
7. The petitioner since 2017 is ready and willing to pay a sum of Rs.89,000/-, thus, considering the efflux of time and changed facts and circumstances, this Court finds it appropriate to direct the petitioner to pay a sum of Rs.1.5 lakh to the respondent within 6 weeks from today. The amount would be deposited in the bank account of the workman.
7. Disposed of.
8. Pending misc. application(s), if any, shall also stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

27.09.2024
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No