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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-5242-2000

Date of Decision:14.08.2024

HARYANA STATE ELECTRICITY BOARD

..... Petitioner

Versus

PRESIDING OFFICER, LABOUR COURT, AMBALA AND
OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. J.S. Salooja, Advocate for
Mr. Deepak Sabharwal, Advocate
for the petitioner.

JAGMOHAN BANSAL, J. (Oral)

1. On 15.11.2016, the matter was listed before Daily Lok
Adalat which passed the following order:

*“Memo of Appearance on behalf of the petitioner has
been filed today by Mr.Deepak Sabherwal, Advocate.*

*As per office report, letter issued to learned counsel
for respondent No.2 has not been received back served or
otherwise. Notice issued to respondent No.2 has been
received back unserved with the report, “provide phase No.”
Learned counsel for the petitioner is directed to file complete
address of respondent No.2 within two weeks.*

*Notice be issued to respondent No.2 for 11.01.2017 at
the new address being provided by learned counsel for the
petitioner.”*

2. Learned counsel for the petitioner submits that petitioner has
no alternative address of workman. The employer and employee relation
was snapped in March’ 1993 i.e. three decades back. They have no
information about present status of the workman.

3. The workman vide award dated 18.08.1999 (Annexure P-1) was ordered to be reinstated with 50% back wages. The said order was stayed by this Court subject to compliance of provisions of Section 17-B of Industrial Disputes Act, 1947 (for short ‘1947 Act’). The whereabouts of workman are not available, thus, there is no question of compliance of Section of 17-B of 1947 Act by Management. The address of workman who is the answering respondent as well as the actual beneficiary is not available. The petition is pending before this Court since 2000.
4. In the backdrop, the present petition stands disposed of with liberty to parties to move an appropriate application, if cause survives.

(JAGMOHAN BANSAL)

JUDGE

14.08.2024

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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>