

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

213

CWP-6008-1998

Date of Decision: 14.03.2024

NASIRUDEEN AND ORS

.... Petitioners

Versus

PRESIDING OFFICER, LABOUR COURT, PATIALA AND ORS

....Respondents

CORAM:HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Ms. Anamika Sheoran, Advocate for
Mr. Vikas Singh, Advocate for the petitioners.

Mr. P.K. Mutneja, Sr. Advocate with
Ms. Suverna Mutneja, Advocate
for respondents No. 2 to 4.

SANJAY VASHISTH, J.(Oral)

1. Present writ petition has been filed by the petitioners (workmen) by challenging the award dated 12.06.1997, whereby nine references i.e. (i) Reference No.274 of 1991, (ii) Reference No.275 of 1991,(iii) Reference No.277 of 1991, (iv) Reference No.278 of 1991, (v) Reference No.280 of 1991, (vi) Reference No.281 of 1991, (vii) Reference No.293 of 1991, (viii) Reference No.284 of 1991 and (ix) Reference No.286 of 1991, have been answered against the workmen. Industrial Tribunal-cum-Labour Court held that the relationship of employer and employee is not proved on record, therefore, petitioners

would not fall within the definition of workman under Section 2 (s) of the Industrial Dispute Act, 1947.

2. Learned counsel for the petitioner states that despite making best of the efforts, no one has ever contacted the office and therefore, she is not in a position to assist the Court with the complete facts in the absence of specific instructions. Even, the present status of the petitioners is not known to her.

3. In view of the aforementioned facts and the inability expressed by counsel for the petitioner, this Court is unable to proceed with the present writ petition and same requires to be disposed of for want of prosecution.

4. Dismissed for non-prosecution.

5. However, petitioner will be at liberty to move an application for revival of the present writ petition within eight weeks from today, in case any instructions is received and any substantial issue warranting its decision, still exists.

March 14, 2024
rashmi

Whether speaking/reasoned
Whether reportable?

[SANJAY VASHISTH]
JUDGE

yes/no
yes/no