



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

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CWP-9771-2005

Date of decision: 29.10.2024

THE NAKODAR COOPERATIVE SUGAR MILLS LTD

....PETITIONER

Vs.

**THE PRESIDING OFFICER, LABOUR COURT, JALANDHAR AND
ANR**

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Rahul Sharma, Advocate
for the petitioner.

Ms. Manveen Pheruman, Advocate
for respondent No. 2.

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 26.04.2005 (Annexure P-7) whereby workman was ordered to be reinstated with full back wages.

2. Mr. Rahul Sharma, Advocate, at the outset, submits that workman in compliance of impugned order was reinstated on 25.11.2005 and he superannuated after completing his tenure. He was paid his all retiral dues. The dispute is confined to back wages awarded by Labour Court.

3. Learned counsel for the parties submit that they leave it to this Court to determine question and quantum of back wages.



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4. Considering the fact that petitioner is a Co-operative Sugar Mill, the workman was reinstated and was permitted to complete his tenure and a period of almost 20 years from the date of impugned Award has passed, this Court to resolve the issue finds it appropriate to direct the petitioner to pay to respondent No. 2 a lump sum of Rs.2,25,000/- towards back wages. The said amount shall not carry interest, if payment is made within 2 months from today.

5. Disposed of accordingly.

29.10.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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