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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Decided on: January 20, 2024

1. CWP-8129-2014:

Shivalik Public School, Sector 41-B, Chandigarh
...Petitioner

Versus

Jagdamba Parshad and another
...Respondents
2. CWP-21977-2014:

Jagdamba Parshad
...Petitioner

Versus

The Presiding Officer, Industrial Tribunal-cum-Labour Court,
U.T., Chandigarh and another
...Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Deepinder Singh Nalwa, Advocate,
for the petitioner-Management (in CWP-8129-2014) and
for respondent No. 2-Management (in CWP-21977-2014).

Dr. Naresh Kaushik, Advocate,
for petitioner-Workman (in CWP-21977-2014) and
for respondent No. 1-Workman (in CWP-8129-2014).

-:-

SANJAY VASHISTH, J.

1. This order shall dispose of two writ petitions, i.e. CWP-8129-2014 (filed by petitioner-Management, namely, Shivalik Public School, Sector 41-B, Chandigarh) and CWP-21977-2014 (filed by petitioner-Workman, namely, Jagdamba Parshad), as in both the writ petitions, award dated 16.08.2013, passed by the Industrial Tribunal and Labour Court, Union Territory, Chandigarh (for short, 'the Tribunal'), in Reference bearing

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Endst. No. 13/1/7682-HII(2)-2005, dated 07.07.2005, and the issue involved therein is identical.

2. Learned counsel for the petitioner-Management (in CWP-8129-2014) submits that he has received required instructions to state at the Bar that in case, as on day the workman-Jagdamba Parshad (petitioner in CWP-21977-2014) withdraws the writ petition filed by him, the petitioner-Management, i.e. Shivalik Public School, Sector 41-B, Chandigarh, would also not pursue its proceedings in the writ petition filed by it. Further states that Management-School would comply with the directions given by the Tribunal, vide award dated 16.08.2013, i.e. ***to reinstate the workman with continuity of service and back wages @ twenty five percent***, within next two months from today.

3. On the other hand, learned counsel representing petitioner-workman (in CWP-21977-2014) also submits that he has also received required instructions that if the directions given in the questioned award before this Court, are accepted and complied with by the Management-School, he would not further pursue the proceedings in the writ petition filed by him and whatever has been granted/ordered by the Tribunal, would be sufficient to satisfy his claim. Thus, learned counsel also states that he wishes to withdraw the writ petition filed by petitioner-workman Jagdamba Parshad.

4. Taking note of the submissions addressed by both the counsel representing their respective parties, i.e. Shivalik Public School, Sector 41-B, Chandigarh (Management) and Jagdamba Parshad (workman), both the

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aforementioned writ petitions are **disposed of as having been withdrawn** by respective counsel.

However, it is made clear that the petitioner-Management (in CWP-8129-2014) shall comply with the directions given by the Tribunal, vide award dated 16.08.2013, within stipulated period, as stated by its counsel and noticed here-above.

(SANJAY VASHISTH)
JUDGE

January 20, 2024
Pkapoor

Whether speaking/reasoned?	✓Yes/ No
Whether reportable?	Yes /No✓