

211 **RA-CW-64-2018**
 IN CWP-18737-2004

SANJAY KUMAR
VS
THE PRESIDING OFFICER, LABOUR COURT,
AMBALA & ANR.

Present: Mr. R. Kartikeya, Advocate with
 Ms. Sidhi Bansal, Advocate
 for the applicant-respondent No.2.

RA-CW-64-2018

1. The applicant through instant application under Order XLVII Rule 1 CPC read with Section 151 CPC is seeking modification/review of order dated 12.01.2018 (Annexure A-1) passed by this Court.

2. On 03.07.2019, the following order was passed:

“Having considered the submissions made by the learned counsel for the parties and keeping in view the fact that the order dated 12.01.2018 clearly holds that the petitioner, who was engaged as a Sweeper, has been drawing a sum of Rs.900/- on the date of termination and was out of service for almost four years, the compensation amount for the back-wages deserves to be modified to the extent of granting him 100% wages for the period he remained out of service i.e. four years, along with interest at the rate of 6% per annum from the date of award till the date of disbursement.

*List on **02.08.2019** for making payment of the said remaining amount.”*

3. Mr. R. Kartikeya, Advocate for the applicant-respondent No.2 submits that applicant would comply with aforesaid order within 3 days from today and said order may be made absolute.

4. In the wake of statement of Mr. R. Kartikeya, Advocate for the applicant-respondent No.2, the order dated 12.01.2018 (Annexure A-

1) is modified in the manner jotted down in order dated 03.07.2019. It is

made clear that if applicant-respondent No.2 fails to comply with order dated 03.07.2019 within 3 days, the non-applicant-petitioner shall be at liberty to move an application under Article 215 of the Constitution of India before this Court.

5. Application stands disposed of.

**(JAGMOHAN BANSAL)
JUDGE**

03.09.2024
Ali