

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

109

CWP-25582-2018 (O&M)

Date of Decision : February 18, 2026

SHAMBHU DAYAL MODERN SCHOOL

-PETITIONER

V/S

**THE PRESIDING OFFICER, INDUSTRIAL TRIBUNAL CUM
LABOUR COURT, PANIPAT AND ANR.**

-RESPONDENTS

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Sushil Jain, Advocate
for the petitioner.

Mr. Ram Pal Verma, Advocate
for the respondent No.2.

KULDEEP TIWARI, J. (ORAL)

1. Through the instant writ petition, the petitioner/management assails the award dated 27.01.2016 passed by the Industrial Tribunal, Panipat, whereby the reference was answered in favour of the respondent No.2/workman and he was held entitled to reinstatement with continuity of service along with 50% back wages from the date of the demand notice, i.e. 30.05.2013.

2. At the very outset, learned counsel appearing for the management submits that the impugned award was rendered *ex parte*. He, therefore, seeks permission to withdraw the instant writ petition, with liberty to approach the Tribunal in the first instance for setting aside the order, whereby the management was proceeded against *ex parte*.

3. *Per contra*, learned counsel appearing for the workman opposes the prayer (*supra*) and submits that the writ petition has been pending since

2018 and, vide interim order dated 05.10.2018, this Court stayed the operation of the impugned award subject to deposit of 50% of the back wages from the date of the demand notice before the Labour Court. It is contended that the present course adopted by the management is merely a stratagem to further delay payment of back wages. Accordingly, he prays for rejection of the management's request.

4. This Court has heard learned counsel for the parties and considered their respective submissions.

5. In view of the fact that **the management seeks to withdraw the instant writ petition, the same is permitted to be withdrawn.** It shall, however, be at liberty to avail of such remedy, as may be permissible in law, for redressal of its grievance.

6. Pending application(s) also stand disposed of accordingly.

February 18, 2026
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No