



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

LPA No.3074 of 2025 (O&M)

Date of Decision: 29.01.2026

DINESH KUMAR

.....Appellant

Versus

THE PRESIDING OFFICER AND OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL
HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Vivek Sharma, Advocate,
for the appellant.

* * * * *

ANUPINDER SINGH GREWAL, J. (Oral)

The appellant has impugned the judgment of the Single Bench dated 28.08.2025, whereby the writ petition preferred by him challenging the award of the Labour Court has been dismissed.

2. Learned counsel for the appellant-workman submits that the appellant had been forced to put his signatures on the resignation letter under duress. As per the terms and conditions of the appointment letter, employment could be terminated by either side by either giving one month's notice or depositing one month's salary in lieu thereof. The respondents had paid him one month's salary in advance, which is indicative of the fact that he had not resigned voluntarily but that his resignation had been obtained under threat.

3. Heard.

4. The appellant is stated to have been working as a Page Maker. He had submitted his resignation on 20.12.2008 and the same is stated to



have been accepted by the respondent-Management. It is true that, instead of the appellant issuing them notice for one month or paying one month's salary in lieu thereof, it was the Management which had paid a month's salary to the appellant. However, this factum by itself, is not enough to establish that the resignation was obtained under threat or duress. The appellant had admitted his signatures and therefore, it was enjoined upon him to lead cogent evidence in support of his submission that the signatures had been obtained under duress or threat. No such evidence has been led by the appellant.

5. We, therefore, are in agreement with the judgment of learned Single Bench that the appellant had voluntarily resigned and there is no patent error in the award of the Labour Court declining the reference.

6. Consequently, the appeal being devoid of any merit stands dismissed.

7. Pending miscellaneous application(s), if any, also stand disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

(DEEPAK MANCHANDA)
JUDGE

29.01.2026
Sandeep

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No