

I/425895/2023

( 2 )

No Labr/.....727/1(2) – IR Dated 11/08/2023

Copy forwarded for information to:

1. The Judge, Seventh Industrial Tribunal with reference to his Memo No. 958 -L.T. dated 26/07/2023.
2. The Joint Labour Commissioner (Statistics), W.B., 6, Church Lane, Kolkata-700001.

Sdt  
Assistant Secretary

No. Labr/.....727/2(5) – IR Dated 11/08/2023

Copy with a copy of the Award is forwarded for information &amp; necessary action to:

1. M/s. Star Guest House, 44A, Rabindra Sarani, Kolkata - 700073.
2. Rehena Anam, w/o Late Khairul Anam, Beraberiya Paschim, N. D. Block, VTC Bagnan – 1, P.O. Bagnan, Dist. – Howrah, Pin – 711303.
3. Rameez Anam, S/o Late Khairul Anam, Beraberiya Paschim, N. D. Block, Bagnan – 1, P.O. Bagnan, Dist. – Howrah, Pin – 711303.
4. The Assistant Labour Commissioner, W.B., In-Charge of Labour Gazette.
5. The O.S.D. & E.O. Labour Commissioner, W.B., New Secretariat Building (11<sup>th</sup> Floor), 1, Kiran Sankar Roy Road, Kolkata – 700001.
- ✓ 6. The Deputy Secretary, IT Cell, Labour Department, with the request to cast the Award in the Department's website.

  
Assistant Secretary

H.A.(IT)  
11/08/2023

Dipankar  
11/08/2023



I/425895/2023

Government of West Bengal  
Labour Department  
I.R. Branch  
N.S. Building, 12<sup>th</sup> Floor  
1, K.S. Roy Road, Kolkata - 700001

No. Labr/. 727 / (LC-IR)/22025/88/2018

Date: 11/08/2023

**ORDER**

WHEREAS an industrial dispute existed between M/s. Star Guest House, 44A, Rabindra Sarani, Kolkata - 700073 and workmen 1. Rehena Anam, w/o Late Khairul Anam, Beraberiya Paschim, N. D. Block, VTC Bagnan - 1, P.O. Bagnan, Dist. - Howrah, Pin - 711303, 2. Rameez Anam, S/o Late Khairul Anam, Beraberiya Paschim, N. D. Block, Bagnan - 1, P.O. Bagnan, Dist. - Howrah, Pin - 711303 regarding the issues being a matter specified in the Second schedule of the Industrial Dispute act, 1947 (14 of 1947);

AND WHEREAS the workman has filed an application directly under sub-section 2 of Section 2A of the Industrial Dispute act, 1947 (14 of 1947) to the Judge, Seventh Industrial Tribunal Specified for this purpose under this Department Notification No. 101-IR dated 2.2.12;

AND WHEREAS the Seventh Industrial Tribunal has submitted to the State Government its Award dated 04/07/2023 in case No. 35/2013 of 2A (2) on the said Dispute vide memo no. 958 -L.T. dated 26/07/2023.

NOW, THEREFORE, in pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Governor is pleased hereby to publish the said Award as shown in the Annexure hereto.

**ANNEXURE**

(Attached herewith)

By order of the Governor,

Salt  
Assistant Secretary  
to the Government of West Bengal



Before the 7<sup>th</sup> Industrial Tribunals, Kolkata

Case No. 35/2013 /2A(2)

Under Section 2A(2) of the Industrial Disputes Act, 1947

Present : Ms. Yogita Gaurisaria, Judge,  
Seventh Industrial Tribunal, Kolkata

1. Rehena Anam, w/o Late Khairul Anam,  
Address : Beraberiya Paschim, N.D. Block, VTC Bagnan-1, P.O. Bagnan, Dist.  
Howrah, Pin – 711 303.

2. Rameez Anam S/o Late Khairul Anam  
Address : Beraberiya Paschim, N.D. Block, Bagnan-1, P.O. Bagnan, Dist. Howrah,  
Pin – 711 303.

..... Applicants

-Vs.-

M/s. Star Guest House  
44A, Rabindra Sarani, Kolkata – 700 073.

..... Opposite Party

A W A R D

DATED, 04/07/2023

Today is fixed for passing order in respect of the joint petition for compromise dated 16.05.2023 filed by both the parties.

The case record is taken up for passing order.

Perused the joint compromise petition, Memorandum of Settlement, both dated 16.05.2023 , petition U/s 2A(2) of the Industrial Disputes Act, 1947 ( as amended) as well as evidence of the applicant Rehena Anam (P.W.1) and Rameez Anam (P.W.2) and Munir Ahmed ( O.P.W.1), one of the partners of the Star Guest House, money receipt of Rs. 10,000/- dated 16.05.2023 ( Exbt.A).

It appears from the evidence of P.W.1, P.W.2 and O.P.W.1 that the matter in dispute has already been settled in between the parties in terms of Memorandum of Settlement dated 16.05.2023 , as mentioned in the compromise petition dated 16.05.2023 . I further find from the said Memorandum of Settlement as well as from the evidence of both parties that the company handed over a cash of Rs. 10,000/- ( Ten thousand ) and two account payee cheques one bearing no. 000418 dated 26.06.2023 and bearing no. 000419 dated 22.05.2023 drawn on Bank of Baroda, Colootla Branch, Kolkata of Rs. 25,000/- each to the applicant/ P.W.1 as settled amount ( both the cheques have already been encashed through the bank account of the applicant/P.W.1, original money receipt dated 16.05.2023 of the said cash amount has also been filed with the compromise petition and the applicant P.W.1) has no grievance against the O.P./Company at present. Considered.

Contd.....P/2

Yogita Gaurisaria  
Judge  
04/07/23  
Seventh Industrial Tribunal



(2)

The joint compromise petition and Memorandum of Settlement both dated 16.05.2023 have duly been signed by the applicant, Rehana Anam (P.W.1), Rameez Anam (P.W.2) and Munir Ahmed (O.P.W.1), on behalf of the O.P./Company voluntarily. Since the matter has already been settled between the parties to the proceedings, I am of the view that this Tribunal should not stand in the way of their such settlement/compromise, which appears to be legal and valid, and so, this Tribunal finds no impediment in allowing such prayer, made jointly by the parties voluntarily.

Hence, it is

**O r d e r e d**

That the joint compromise petition dated 16.05.2023 is allowed and accordingly, the proceedings under Section 2A(2) of the Industrial Disputes Act, 1947, as amended, be and the same is disposed of in terms of the Memorandum of Settlement dated 16.05.2023. The joint petition of compromise and Memorandum of Settlement, both dated 16.05.2023, be made part of the Award.

This is my Award.

Let six (6) copies of the Award be sent to the appropriate authority for information and taking necessary action.

Dictated & corrected by me.

*Yogita Gaurisaria*  
Judge

Judge  
Seventh Industrial Tribunal



*Yogita Gaurisaria*  
(Yogita Gaurisaria)  
Judge

7<sup>th</sup> Industrial Tribunal  
Kolkata  
04.07.2023

Judge  
Seventh Industrial Tribunal