

I/436809/2023

H/A.(IT)  
14/09/2023Dipankar  
14/09/2023(2)

No Labr/845/1(2) - IR

Dated 14/09/2023

Copy forwarded for information to:

1. The Judge, Seventh Industrial Tribunal, N.S. Building, 3<sup>rd</sup> Floor, 1, K.S. Roy Road, Kolkata - 700001 with reference to his Memo No. 1044 -L.T. dated 14/08/2023.
2. The Joint Labour Commissioner (Statistics), W.B., 6, Church Lane, Kolkata-700001.

sd/-  
Assistant Secretary

No. Labr/845/2(5) - IR

Dated 14/09/2023

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

1. M/s. Khadim India Ltd., 6, Little Russel Street, Kankaria Estate, 5<sup>th</sup> Floor, P.O. Russel Street, via Middleton Row, P.S. Park Street, Kolkata - 700071.
2. Smt. Anita Karmakar, W/o Late Shankar Karmakar and Anr. 160/2, Satin Sen Nagar, East Kapte Para Road, Bhatpara, Shyamnagar, North 24 Pgs, Pin - 743127.
3. The Assistant Labour Commissioner, W.B., In-Charge of Labour Gazette.
4. 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.
- ✓ 5. The Deputy Secretary, IT Cell, Labour Department, with the request to cast the Award in the Department's website.

30  
Assistant Secretary



I/436809/2023

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/. 845 / (LC-IR)/22015(16)/49/2023 Date: 14/09/2023

ORDER

WHEREAS an industrial dispute existed between M/s. Khadim India Ltd., 6, Little Russel Street, Kankaria Estate, 5<sup>th</sup> Floor, P.O. Russel Street, via Middleton Row, P.S. Park Street, Kolkata - 700071 and workman Smt. Anita Karmakar, W/o Late Shankar Karmakar and Anr. 160/2, Satin Sen Nagar, East Kapte Para Road, Bhatpara, Shyamnagar, North 24 Pgs, Pin - 743127 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;

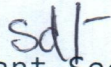
AND WHEREAS the Seventh Industrial Tribunal has submitted to the State Government its Award dated 10/08/2023 in case No. 15/2021 of 2A (2) on the said Dispute vide memo no. 1044 -L.T. dated 14/08/2023.

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,

  
Assistant Secretary  
to the Government of West Bengal



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

Case No. 15/2021 of 2A(2)

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

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

Smt. Anita Karmakar, W/o Late Shankar Karmakar and Anr. , 160/2, Satin Sen Nagar,  
East Kapte Para Road, Bhatpara, Shyamnagar, North 24 Parganas, Pin – 743 127.

..... Applicants

Vs.

M/s. Khadim India Ltd., 6, Little Russel Street, Kankaria Estate, 5<sup>th</sup> Floor, P.O. Russel  
Street , via Middleton Row, P.S. Park Street, Kolkata – 700 071

..... Opposite Party

A W A R D

DATED : 10/08/2023

Today is fixed for passing order in respect of affidavit filed by the applicant on  
03.08.2023 for withdrawal of the dispute /case pending before this Tribunal.

The case record is taken up for passing order.

Heard both sides. Considered.

Perused the affidavit as well as evidence of the applicant, Smt. Anita Karmakar  
(P.W.1).

On perusal of the affidavit filed by the applicant Smt. Anita Karmakar along with  
the case record and also evidence of the applicant, Smt. Anita Karmakar (P.W.1), it  
appears that the matter in dispute has already been settled in between the parties in terms  
of the condition stated in the affidavit filed by the applicant dated 03.08.2023. I further find  
from the evidence of the applicant that the matter has been settled with the O.P./Company  
and she has received the settled amount for which she does not want to proceed further  
with the case/dispute.

The affidavit dated 03.08.2023 has been filed and duly signed by the applicant, Smt.  
Anita Karmakar (P.W.1) voluntarily. Since the matter has already been settled between the  
parties to the proceedings and the applicant is willing to withdraw the case/dispute and  
prays for passing no dispute award as withdrawn, I am of the view that this Tribunal  
should not stand in the way of their such settlement and when the applicant is willing to  
withdraw the case/dispute pending before this Tribunal, hence, this Tribunal finds no  
impediment in allowing prayer of withdrawal as made by the applicant voluntarily.



*Yogita Gaurisaria*  
Judge  
Seventh Industrial Tribunal



(2)

Hence, it is

**O r d e r e d**

that the applicant is allowed to withdraw the case and accordingly, the Case being No.15/2021 under Section 2A(2) of the Industrial Disputes Act, 1947, as amended be and the same is disposed of with the order of no dispute award as the same being withdrawn by the applicant.

This is my Award.

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

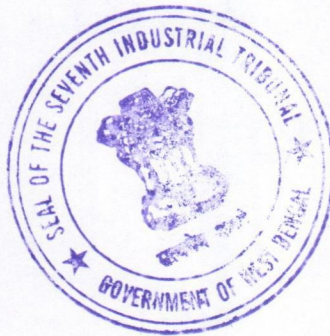
Dictated & corrected by me.

*sd/-*

Judge

*Judge*

**Seventh Industrial Tribunal**



*sd/-*

(Yogita Gaurisaria)

Judge

7<sup>th</sup> Industrial Tribunal

Kolkata

10.08.2023

*Judge*

**Seventh Industrial Tribunal**