

Government of West Bengal
Labour Department, I. R. Branch
N.S. Building, 12th Floor, 1, K.S. Roy Road, Kolkata – 700001

No. Labr/ 121 / (LC-IR)/ 22015(16)/21/2025

Date : 24-01-2025

ORDER

WHEREAS under Labour Department's Order No. Labr./919/(LC-IR)/22019/113/2019 dated 10.10.2023 with reference to the Industrial Dispute between N.C. Shaw & Co. Beverages Pvt. Ltd., P-45, Gora Gacha Road, Taratala, Kolkata – 700053 and their workmen represented by Unions (1) N.C. Shaw & Beverages Pvt. Ltd. Permanent Employees Union, 11, Gora Gacha Road, Taratala, Kolkata – 700053, (2) N.C. Shaw & Beverages Pvt. Ltd. Trinomool Permanent Employees Union, 11/A, Braun Field Row, Kolkata – 700027, regarding the issues mentioned in the said order, being a matter specified in the Second Schedule to the Industrial Dispute Act, 1947 (14 of 1947), was referred for adjudication to the Seventh Industrial Tribunal, Kolkata.

AND WHEREAS the said Seventh Industrial Tribunal, Kolkata, has submitted to the State Government its Award dated 30.12.2024 in Case No. 43/2023 on the said Industrial Dispute Vide e-mail dated 20.01.2025 in compliance of u/s 10(2A) of the I.D. Act, 1947.

NOW, THEREFORE, in pursuance of the provisions of Section 17 of the Industrial Dispute 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

No. Labr/ 121 / 1(6)/(LC-IR)/ 22015(16)/21/2025

Date : 24-01-2025

Copy, with a copy of the Award, forwarded for information and necessary action to:

1. N.C. Shaw & Co. Beverages Pvt. Ltd., P-45, Gora Gacha Road, Taratala, Kolkata – 700053.
2. N.C. Shaw & Beverages Pvt. Ltd. Permanent Employees Union, 11, Gora Gacha Road, Taratala, Kolkata – 700053.
3. N.C. Shaw & Beverages Pvt. Ltd. Trinomool Permanent Employees Union, 11/A, Braun Field Row, Kolkata – 700027.
4. The Assistant Labour Commissioner, W.B. In-Charge, Labour Gazette.
5. The O.S.D. & E.O. Labour Commissioner, W.B. New Secretariat Building, 1, K. S. Roy Road, 11th Floor, Kolkata- 700001.
6. The Deputy Secretary, IT Cell, Labour Department, with the request to cast the Award in the Department's website.


Assistant Secretary

No. Labr/ 121 / 2(3)/(LC-IR)/ 22015(16)/21/2025

Date : 24-01-2025

Copy forwarded for information to :

1. The Judge, 7th Industrial Tribunal, Kolkata, N.S. Building, 1, K.S. Roy Road, Kolkata-700001 with reference to his E-mail dated 20.01.2025.
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata -700001.
3. Office Copy.


Assistant Secretary

In the matter of – An Industrial Dispute exists between N.C. Shaw & Co. Beverages Pvt. Ltd., P-45, Gora Gacha Road, Taratala, Kolkata – 700 053 and their workmen represented by Unions 1) N.C. Shaw & Beverages Pvt. Ltd. Permanent Employees Union, 11, Gora Gacha Road, Taratala, Kolkata – 700 053, 2) N.C. Shaw & Beverages Pvt. Ltd. Trinomool Permanent Employees Union, 11/A, Braun Field Row. Kolkata – 700027.

(Order of reference being No. G.O. no. Labr./919/(LC-IR)/22019/113/2019 dated 10.10.2023 u/S 10(2A) of the Industrial Disputes Act, 1947).

**IN THE 7TH INDUSTRIAL TRIBUNAL. , WEST BENGAL
New Secretariat Buildings
Kolkata**

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

Case No. 43/2023/10

This Award delivered on Friday, this the 30th day of December, 2024

A W A R D

This is a reference case initiated u./S 10 of the Industrial Disputes Act, 1947 sent by Labour Department, Govt. of West Bengal under reference G.O. no. Labr./919/(LC-IR)/22019/113/2019 dated 10.10.2023.

After receiving this reference case by this Tribunal, notice was served upon both the parties asking them to appear before this Tribunal and to file written statements.

Despite service of notice upon the parties, both the parties did not appear before this Tribunal and no written statement has been filed by them.

As the applicants/Unions had not filed written statement, a fresh notice was issued upon them on 20.03.2024 directing them to appear before this Tribunal and to file written statements on 09.05.2024. Thereafter, due to their non appearance, a fresh notice was sent to the applicants/Unions in view of the order dated 19.07.2024 directing the applicants/Unions to appear on 28.10.2024 before this Tribunal and to file written statements. It appears from the order dated 28.10.2024 that inspite of service of notice upon the Unions, none appeared for the Union(s) before this Tribunal on that day also and no written statements was filed by the Union(s). Thereafter, also on

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(2)

27.11.2024 and further on 18.12.2024 neither the Union(s) appeared nor filed any reply to show cause till date. So, it appears from the conduct of the applicants/Union(s) that they are not interested to proceed with the instant case.

In view of the aforesaid conduct of the applicants/Unions, this Tribunal holds that no industrial disputes exist in between the parties. So, I am inclined to pass a 'No Dispute' Award on the footings that Industrial Disputes under Rule 22 under West Bengal Industrial Dispute Rules, 1958 is no longer in existence.

Hence, it is

O r d e r e d

that the case being No. 43 of 2023 u/S 10 of the Industrial Disputes Act, 1947 be and the same is dismissed for non existence of any Industrial Dispute. This is to be treated as 'No Dispute Award'.

This is my award.

Let a copy of this award be forwarded to the appropriate authority(ies).

Dictated & corrected by me.

Judge

(Yogita Gaurisaria)

Judge
7th Industrial Tribunal
Kolkata
30.12.2024