

I/206578/2022

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

No. Labr/682/(LC-IR)/IR/10L-7/2014

Date: 14-07-2022

**ORDER**

WHEREAS under the Government of West Bengal, Labour Department Order No. 32-IR/10L-7/2014 dated. 07/01/2015 the Industrial Dispute between M/s Ramsarup Utpadam Unit-II of Ramsarup Industries Ltd., 68, East Ghosh Para Road, Athpur, Shyamnagar, North 24-Parganas, its Regd Office: 7/C, K.S. Road, Hasting Chamber, 1<sup>st</sup> Floor, Kolkata - 700001 and their workmen (i) NICCO Corporation Ltd. (Still Division) Workers Union, Athpur, North 24-Parganas, (Regd. 20527), (ii) NICCO Steels (Unit Athpur) Contractor Mazdoor Union, P.O. Athpur, North 24-Parganas (Regd. No. 20527), (iii) A.I.D. (Athpur) Employees' Union, P.O. Athpur, North 24-Parganas (Regd. No. 12933), (iv) NICCO Corporation Ltd. Steel Division Contractor Labour Union, P.O. Athpur, North 24-Parganas (Regd. No. 23578), (v) NICCO Corporation Ltd. Steel Division Employees' Union, 14, Sarat Chamber Roy Path, Athpur (Regd. No. 25859) regarding the issue 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 Judge, Fourth Industrial Tribunal, West Bengal.

AND WHEREAS of the said Fourth Industrial Tribunal, West Bengal, has submitted to the State Government its award 14/06/2022 on the said Industrial Dispute vide memo no 983 - L.T. dated 30/06/2022.

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,



Joint Secretary  
to the Government of West Bengal

I/206578/2022

No. Labr/682/1(9)/(LC-IR)

Date: 14-07-2022

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

1. M/s. Ramsarup Utpadam Unit-II of Ramsarup Industries Ltd., 7/C, K.S. Road, Hasting Chamber, 1<sup>st</sup> Floor, Kolkata - 700001.
2. NICCO Corporation Ltd. (Still Division) Workers Union, Athpur, North 24-Parganas.
3. NICCO Steels (Unit Athpur) Contractor Mazdoor Union, P.O. Athpur, North 24-Parganas.
4. A.I.D. (Athpur) Employees' Union, P.O. Athpur, North 24-Parganas.
5. NICCO Corporation Ltd. Steel Division Contractor Labour Union, P.O. Athpur, North 24-Parganas.
6. NICCO Corporation Ltd. Steel Division Employees' Union, 14, Sarat Chamber Roy Path, Athpur, North 24-Parganas.
7. The Assistant Labour Commissioner, W.B. In-Charge, Labour Gazette.
8. The O.S.D. & E.O. Labour Commissioner, W.B. New Secretariate Buildings, 1, K. S. Roy Road, 11<sup>th</sup> Floor, Kolkata- 700001.
- ✓ 9. The Deputy Secretary, IT Cell, Labour Department, with the request to cast the Award in the Department's website.

No. Labr/682/2(2)/(LC-IR)

Joint Secretary  
Date: 14-07-2022

Copy forwarded for information to:

1. The Judge, Fourth Industrial Tribunal, West Bengal with reference to his Memo No.983 - L.T. dated 30/06/2022.
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata -700001.

Joint Secretary



In the matter of an Industrial Dispute between M/s. Ramsarup Utpadam Unit-II of Ramsarup Industries Ltd., 68, East Ghosh Para Road, Athpur, Shyamnagar, North 24-Parganas having its Regd. Office : 7/C, K.S. Road, Hasting Chamber, 1<sup>st</sup> Floor, Kolkata – 700 001 and their Workmen, represented by (i) NICCO Corporation Ltd. (Still Division) Workers Union, Athpur, North 24 Parganas, (Regd. 20527), (ii) NICCO Steels (Unit Athpur) Contractor Mazdoor Union, P.O. Athpur, North 24-Parganas (Regd. No. 120142); (iii) A.I.D. (Athpur) Employees' Union, P.O. Athpur, North 24-Parganas (Regd. No. 12933); (iv) NICCO Corporation Ltd. Steel Division Contractor Labour Union, P.O. Athpur, North 24-Parganas (Regd. No. 23578); (v) NICCO Corporation Ltd. Steel Division Employees' Union, 14, Sarat Chamber Roy Path, Athpur (Regd. No. 25859).

( Case No. VIII-10/2015 )

BEFORE THE FOURTH INDUSTRIAL TRIBUNAL: WEST BENGAL

P R E S E N T

SMT. DURGA KHAITAN, JUDGE

FOURTH INDUSTRIAL TRIBUNAL

KOLKATA

A W A R D

In the matter of an Industrial Dispute between M/s. Ramsarup Utpadam Unit-II of Ramsarup Industries Ltd., 68, East Ghosh Para Road, Athpur, Shyamnagar, North 24-Parganas having its Regd. Office : 7/C, K.S. Road, Hasting Chamber, 1<sup>st</sup> Floor, Kolkata – 700 001 and their Workmen, represented by (i) NICCO Corporation Ltd. (Still Division) Workers Union, Athpur, North 24 Parganas, (Regd. 20527), (ii) NICCO Steels (Unit Athpur) Contractor Mazdoor Union, P.O. Athpur, North 24-Parganas (Regd. No. 120142); (iii) A.I.D. (Athpur) Employees' Union, P.O. Athpur, North 24-Parganas (Regd. No. 12933); (iv) NICCO Corporation Ltd. Steel Division Contractor Labour Union, P.O. Athpur, North 24-Parganas (Regd. No. 23578); (v) NICCO Corporation Ltd. Steel Division Employees' Union, 14, Sarat Chamber Roy Path, Athpur (Regd. No. 25859) vide G.O. No. 32-IR/IR/10L-7/14 dt. 07.01.2015 referred to this Tribunal for adjudication. (Case No. VIII-10/2015).

I S S U E (S)

- 1) Whether the suspension of work of the factory of M/s. Ramsarup Utpadak, Unit-II located at 68, East Ghosh Para Road, Athpur, Shyamnagar, North 24-Parganas by the Management w.e.f. 13.10.2010 is justified?
- 2) To what relief, if any, the workmen are entitled?

Today is fixed for passing necessary order.  
No steps taken by either side.

None appears on repeated calls till 3 p.m.

It appears that as per order No. 112 dt. 13.06.2022 notices were issued upon the parties asking them to show cause as to why an award on the footings that the industrial dispute under reference is no longer in existence, shall not be passed.

Notices were duly served to the Secretary, A.I.D. (Athpur) Employees' Union, P.O. – Athpur, North 24 Parganas (Regd. 12933), to the Secretary NICCO Corporation Ltd Still Division Employees Union, 14, Sarat Chamber Roy Path, Athpur (Regd. 25859), the Secretary, NICCO Corporation Ltd. Still Division Contractor Labour Union, P.O. Athpur, North 24 Parganas (Regd. 23578), Secretary, NICCO Corporation Ltd. (Still Division), Athpur, North 24 Parganas, (Regd. 20527), The Secretary, NICCO Still (Unit Athpur), North 24 Parganas (Regd. 20142)

Record shows that on 02.12.2019 and 08.01.2020 Ld. Advocate for Unions informed the Tribunal that the claim of the Unions has been settled by NCLT, Calcutta and they were awaiting disbursal of dues.

Since thereafter there has been no steps despite repeated issuance of notice.

The fact that despite due service of notices of order dt. 19.04.2022 all of the parties have preferred not to appear before the Tribunal and / or take any steps before the Tribunal clearly shows that no dispute is in existence any more.

It depicts clearly that parties are absent since long. Even after issuance of notices to show cause as stated above none of them has appeared or shown any cause of absence. Such conduct of the Union clearly shows that they are not interested in this case any more and further leads us to infer that the industrial dispute under reference is no longer in existence and the case is required to be disposed of accordingly.

Hence it is,

### ORDERED

that the industrial dispute under reference is no longer in existence.

Let six copies of this Award be sent to the Principal Secretary, Labour Department, Government of West Bengal for information.

Dictated & corrected by me.

*Sd/- Durga Khaitan*  
Judge

*Sd/-*  
( Durga Khaitan )  
Judge  
Fourth Industrial Tribunal  
Kolkata  
14.06.2022

*Judge*  
Fourth Industrial Tribunal, W.F.

