

I/194546/2022

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

No. Labr/...../518/(LC-IR)/22015(16)/19/2022.

Date 23-05-2022

ORDER

WHEREAS an industrial dispute existed between Reedima Toll Bridge Pvt. Ltd., Vidyasagar Setu Toll Plaza, 2nd Hooghly Bridge, Shibpur, Howrah - 711103 and their workman Sandip Mukherjee, S/o. Lt. Tarak Nath Mukherjee, 31, Rammohan Mukherjee Lane, Shibpur, Howrah - 711102 regarding the issues being a matter specified in the Second schedule of the Industrial Dispute act, 1947 (14of 1947);

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

AND WHEREAS the Second Industrial Tribunal has submitted to the State Government its Award dated 22/04/2022 vide memo no. 611 - L.T. dated 29/04/2022.

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,



Joint Secretary
to the Government of West Bengal

I/194546/2022

(2)

No. Labr...../1(2) – IR

Dated2022.

Copy forwarded for information to:

1. The Judge, Second Industrial Tribunal with reference to his Memo No. 611 - L.T. dated 29/04/2022.
2. The Joint Labour Commissioner (Statistics), W.B., 6, Church Lane, Kolkata-700001.

No. Labr...../2(5) – IR

Dated2022

Joint Secretary

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

1. Reedima Toll Bridge Pvt. Ltd., Vidyasagar Setu Toll Plaza, 2nd Hooghly Bridge, Shibpur, Howrah - 711103.
2. Sandip Mukherjee, S/o. of Lt. Tarak Nath Mukherjee, 31, Rammohan Mukherjee Lane, Shibpur, Howrah - 711102.
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 (11th 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.

Joint Secretary

Before the 2nd Industrial Tribunal, Kolkata

Present : Shri Partha Sarathi Mukhopadhyay, Judge

2nd Industrial Tribunal, Kolkata

Case No. 12 of 2018

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

Sandip Mukherjee - - - - -Applicant

-VS-

Reedima Toll Bridge Private Limited- - - - -Opposite Party

Dated, 22.04.2022

J U D G E M E N T

The petitioner/workman filed this case under Section 2A(2) of The Industrial Disputes Act, 1947 against the Opposite Party and then the Opposite Party filed the written statement and then on 01.03.2021 the petitioner filed a petition praying for withdrawal of the case and thereafter many dates were fixed for hearing of the said petition but in spite of getting many opportunities the said petition was not moved by the petitioner and then both parties did not attend this Tribunal for a number of days in spite of getting many opportunities and the said petition dt. 01.03.2021 has not yet been disposed of and as both parties are not attending this Tribunal, I hold that they are not interested to proceed with this case and the industrial dispute is no longer in existence.

Hence, it is

ORDERED

that the Case No. 12 of 2018 under Section 2A(2) of The Industrial Disputes Act, 1947 is dismissed against the O.P. company as the industrial dispute is no longer in existence.


Let this judgement and order be treated as an Award.

According to Section 17AA of The Industrial Disputes Act, 1947, let a certified copy of this award be sent to the Principal Secretary to the Government of West Bengal, Labour Department, New Secretariat Buildings, 1, K.S. Roy Road, Kolkata 700 001 for information, and let a certified copy of this award be supplied to each of both the parties of this case, free of cost, forthwith for information.

The case is disposed of today.

Dictated & corrected by me.


Judge


(P.S. Mukhopadhyay)
Judge
2nd Industrial Tribunal