

**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/. 75.../(LC-IR)

Date ..25..01..19

**ORDER**

WHEREAS an industrial dispute existed between M/S Santra Publication Pvt. Ltd 107/1A, Raja Ram Mohan Sarani, Kolkata-700009 and their workman Sri Babla Das Debigarh, Madhyamgram, Kolkata-700129 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 c 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;

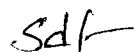
AND WHEREAS the said Judge, Seventh Industrial Tribunal has submitted the State Government its Award on the said Dispute.

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,



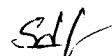
Deputy Secretary  
to the Government of West Bengal

No. Labr./25..1(2) (LC-IR)

Dated ..25..01..19

Copy forwarded for information to :

- 1.The Judge, Seventh Industrial Tribunal with reference to his Memo No. 2280-LT dated 26/11/2018.
- 2.The Joint Labour Commissioner (Statics), W.B., 6, Church Lane, Kolkata-700001.



Deputy Secretary

Labr. No. 75/2(5) (LC - IR)

Date: 25-01-19

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

1. M/S Santra Publication Pvt. Ltd., 107/1A, Raja Ram Mohan Sarani, Kolkata-700009 .
2. Sri Babla Das, Debigarh, Madhyamgram, Kolkata-700129 .
3. The Assistant Labour Commissioner, W.B., In-Charge of Labour Gazette.
4. The Labour Commissioner, W.B., New Secretariat Building (11<sup>th</sup> Floor), 1, Kiran Sankar Roy Road, Kolkata - 700001.
- ✓ 5. The O.S.D., IT Cell, Labour Department, with the request to cast the Award in the Department's website.



Deputy Secretary

**In the Seventh Industrial Tribunal, West Bengal**  
New Secretariat Buildings, Kolkata

**Present : Sri Avani Pal Singh,**  
Judge, Seventh Industrial Tribunal, West Bengal.

**Case No.28/2A(2)/2016**

**Babla Das**  
Debigarh Madhyamgram, Kolkata-700129.

...Applicant

**vs.**

**Santra Publication Pvt. Ltd.**  
107/1A, Raja Ram Mohan Sarani, Kolkata-700009

...OP/Company

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**A W A R D**

**Dated : 15.11.2018**

None appears on repeated calls on behalf of either of the parties. Today is fixed for hearing of petition dated 16.03.2017 of the applicant, as final opportunity and in default, for necessary order(s).

Examined the records. Records reveal that the instant case was registered on 29.07.2016, upon an application purportedly being filed under Section 2A(2) of the Industrial Disputes Act, 1947 by the applicant Babla Das against his employer M/s. Santra Publications Pvt. Ltd., challenging the termination of his services by such employer with prayers for reinstatement with full back wages and consequential benefits. On notices being issued, the employer/company appeared through their Ld. Advocate on 07.09.2016 and filed their written statement on 05.01.2017 and thereafter on 16.03.2017, the applicant filed a petition praying for interim relief under Section 15(2)(b) of the Industrial Disputes Act, 1947. Records further reveal that the OP/Company filed written objection in respect of such prayer for interim relief on 28.08.2017 whereafter the matter came to be fixed for hearing of the said petition of the applicant.

Records further reveal that the parties have been granted several opportunities thereafter, however the petition for interim relief dated 16.03.2017 could not be heard by this Tribunal for one reason or the other over several dates, and further both the parties stopped appearing in the matter on and since 23.08.2018, on which date taking note of the conduct of the parties, this Tribunal directed that the petition dated 16.03.2017 be fixed for hearing, as final opportunity for the parties and, in default, for necessary order(s). Both the parties have not appeared on three (3) consecutive dates, including today and such conduct of the parties indicates that the industrial dispute, allegedly between them,

may not be in existence any more and this could be a fit case for proceeding under Rule 22 of the West Bengal Industrial Dispute Rules, 1958.

Accordingly, and for the reason that both parties without prior notice and/or showing sufficient cause have failed to appear before this Tribunal on consecutive dates and have further failed to act in compliance with the directions of this Tribunal on several dates, this Tribunal holds that materials on records reflect that the industrial dispute as alleged between the parties is no longer in existence and further holds that this is a fit case for passing of a No Dispute Award.

The aforesaid shall constitute the No Dispute Award passed in the instant case being No. **28/2A(2)/2016**, which stands disposed of.

Copies of the Award be sent to the concerned authorities.

Dictated & corrected by me

sd/-

Judge

Judge  
Seventh Industrial Tribunal  
Kolkata, W.B.

sd/-

Judge,  
Seventh Industrial Tribunal  
Kolkata  
15/11/2018

Judge  
Seventh Industrial Tribunal  
Kolkata, W.B.

