

I/197734/2022

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

No. Labr/ 556/(LC-IR)/12L-13/14

Date: 07/06/2022.

ORDER

WHEREAS under the Government of West Bengal, Labour Department Order No. Labr/15/(LC-IR)/22015(17)/24/2018 dated 05/01/2022 the Industrial Dispute between M/s. Lagan Engineering Co. Ltd., Bhadreswar, P.O.-Angus, Dist.-Hooghly, PIN-712221 and its workman Sri Santosh Kahalia, S/o. Gobinda Chandra Kahalia, M.G. Para, T.B. Hospital, Post-Angus, Dist.-Hooghly, PIN-712221 regarding the issue mentioned in the said order, being a matter specified in the Second / Third Schedule to the Industrial Dispute Act, 1947 (14 of 1947), was referred for adjudication to the Judge, Third Industrial Tribunal, West Bengal.

AND WHEREAS the Third Industrial Tribunal, West Bengal, has submitted to the State Government its award dated 20/05/2022 on the said Industrial Dispute vide memo no. 713 - L.T. dated - 20/05/2022.

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/197734/2022

No. Labr/536/1(s)(LC-IR)

Date: 07/01/2022.

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

1. M/s. Lagan Engineering Co. Ltd., Bhadreswar, P.O.-Angus, Dist.-Hooghly, PIN-712221.
2. Sri Santosh Kahalia, S/o. Gobinda Chandra Kahalia, M.G. Para, T.B. Hospital, Post-Angus, Dist.-Hooghly, PIN-712221.
3. The Assistant Labour Commissioner, W.B. In-Charge, Labour Gazette.
4. The O.S.D. & E.O. Labour Commissioner, W.B. New Secretariate Buildings, 1, K. S. Roy Road, 11th Floor, Kolkata- 700001.
5. The Deputy Secretary, IT Cell, Labour Department, with the request to cast the Award in the Department's website.



Joint Secretary

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

Date:/2022.

Copy forwarded for information to:

1. The Judge, Third Industrial Tribunal, West Bengal with reference to his Memo No. 713 - L.T. dated - 20/05/2022.
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata -700001

Joint Secretary

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

P R E S E N T :

**Shri Sanjeev Kumar Sharma, Judge,
Third Industrial Tribunal, Kolkata.**

Case No. 03/2022/10; u/s. 10 of the I.D. Act, 1947

Vide Order Of Reference No.Labr./15/(LC-IR)/22015(17)/24/2018 dated 05.01.2022

An Industrial Dispute Between

M/s. Lagan Engineering Co. Ltd.,
Bhadreswar, P.O.-Angus,
Dist.-Hooghly, PIN-712221.

... Company

-A n d-

Sri Santosh Kahalia,
S/o. Gobinda Chandra Kahalia,
M.G. Para, T.B. Hospital, Post-Angus,
Dist.-Hooghly, PIN-712221.

... Workman

A W A R D

Dated : 20-05-2022

Parties take no steps.

On repeated calls, neither the parties nor their ld. advocates appear.

Seen the list of letters dispatched dated 28.04.2022 and postal track report received from the office. It is found that the notice to show-cause was issued upon the workman under Memo. No.542-L.T. dated 21.04.2022 under postal receipt No.RW48968225 5IN and the postal track report shows that the item booked under the receipt was delivered to the addressee.

It is, therefore, found that despite service of show-cause notice the workman did not turn up. The company appeared on the last date, but did not show any cause as directed under Order No.5 dated 19.04.2022.

The reference was received by this Tribunal from the Government to adjudicate the issues enumerated therein.

On receiving initial notice the workman and the company appeared, but they did not file their statement of claim or written statement, as a result of which notices were issued upon the parties directing them to show-cause that why the reference shall not be disposed of on the footing that there no longer existed any industrial dispute.

Contd....

The workman did not turn up despite service of show-cause notice. The company appeared on the last date, but did not file any show-cause. Today none of the parties is found present.

Considering the facts and circumstances, nature of the case as well as the conduct of the parties it appears that none of the parties is interested to proceed with the case leading this Tribunal to presume that the dispute between the parties no longer exists.

Therefore, the instant reference is disposed of under Rule 22 of the West Bengal Industrial Dispute Rules, 1958 on the footing that there no longer exists any industrial dispute.

Dictated & corrected by me

Sd/-
Judge

sd/-
Judge
Third Industrial Tribunal
Kolkata
25-04-2022