

I/198691/2022

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/.~~501~~/(LC-IR)/11L-113/2015Date ~~09/03~~/2022ORDER

WHEREAS an industrial dispute existed between M/s. Hindustan Unilever Limited, Brook House, 9, Shakespeare Sarani, Kolkata - 700071 and their workman Sri Ajay Kumar Pandey, 3 No. Canal Road, Post Office - New Alipur, Kolkata - 700053 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 Judge, Seventh Industrial Tribunal Specified for this purpose under this Department Notification No. 101-IR dated 2.2.12;

AND WHEREAS the Seventh Industrial Tribunal has submitted to the State Government its Award dated 10/05/2022 on the said Dispute vide memo no. 670-L.T. dated 11/05/2022.

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

198691/2022

(2)

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

Dated 09/06/2022

Copy forwarded for information to:

1. The Judge, Seventh Industrial Tribunal with reference to his Memo No. 670-L.T. dated 11/05/2022.
2. The Joint Labour Commissioner (Statistics), W.B., 6, Church Lane, Kolkata-700001.

Sd/

Joint Secretary

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

Dated 08/06/2022

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

1. M/s. Hindustan Unilever Limited, Brook House, 9, Shakespeare Sarani, Kolkata - 700071.
2. Sri Ajay Kumar Pandey, 3 No. Canal Road, Post Office - New Alipur, Kolkata - 700053.
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 (11<sup>th</sup> Floor), 1, Kiran Sankar Roy Road, Kolkata - 700001.
5. The Deputy, IT Cell, Labour Department, with the request to cast the Award in the Department's website.



Joint Secretary

Before The Seventh Industrial Tribunal, West Bengal

Present: Shri Ashis Kumar Das, Judge, Seventh Industrial Tribunal.

**Case No.36/2A(2) of 2015**

Sri Ajay Kumar Pandey, 3 No. Canal Road, Post Office – New Alipur, Kolkata – 700 053.

.....Applicant

-VS-

M/S. Hindustan Unilever Limited, Brook House, 9, Shakespeare Sarani, Kolkata – 700 071

.....Opposite Party

**A W A R D**

**Dated 10.05.2022**

Applicant Sri Ajay Kumar Pandey is absent without steps.

O.P./Company is present through its Ld. Advocate.

Today is fixed for passing order in view of order no. 36 dt. 18.02.2020.

Case record is taken up for passing necessary order.

This case has been filed by the applicant/workman Ajay Kumar Pandey U/s 2A(2)) of the Industrial Disputes Act, 1947 against his employer M/S. Hindustan Unilever Limited in connection with termination of his service with effect from 26.02.2015 illegally with a prayer to reinstate him in service with full back wages and other consequential benefits.

Perused the case record wherefrom it is seen that on 18.02.2020 this case was fixed for evidence on the side of O.P./Company, but applicant was found absent on that day on repeated calls. Ld. Advocate for the applicant was present and submitted that applicant was not making any contact with him and in the circumstances he prayed for an order directing the applicant to show cause as to why the instant case shall not be dismissed for non prosecution and considering such submission of Ld. Advocate for the applicant, this Tribunal Issued notice under registered post with A/D directing the applicant to show cause as to why the instant case shall not be dismissed for non prosecution. Said notice was returned unserved with postal remarks ‘ Door Locked’ dt. 12.11.2021.





(2)

The applicant did not think it necessary to appear before this Tribunal till today and also did not think it necessary to file show cause in view of order no. 36 dt. 18.02.2020. Therefore, it is clear that the applicant is not willing to proceed with his present case further and so, I am not inclined to issue fresh show cause notice to the applicant unnecessarily. .

In view of the aforesaid conduct of the applicant, 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

### **Ordered**

That the case being No. 36 of 2015 U/s 2A(2) 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.

Dictated & corrected by me.

Sd/-  
Judge

*Judge*  
Seventh Industrial Tribunal

Sd/-

(Ashis Kumar Das )  
Judge

7<sup>th</sup> Industrial Tribunal  
Kolkata

10.05.2022

*Judge*  
Seventh Industrial Tribunal

