

I/198860/2022

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

No. Labr/...../576/(LC-IR)/11L-124/13

Date: 10/06/2022

ORDER

WHEREAS an industrial dispute existed between (i) M/s. Ranighat Ferry Service, Ranighat, P.S. Chandannagore, Distt. - Hooghly, PIN - 712136 (ii) Chandannagore Municipal Corporation, P.S. Chandannagore, Distt. - Hooghly, PIN - 712136 (ii) Chandannagore Municipal Corporation, P.S. Chandannagore, Distt. - Hooghly, PIN - 712136 and their workman Smt. Ranju Ghosh (Halder), w/o Lt. Subhas Halder, Boro Champatala, Majumder Gore, P.S. Chandannagore, Distt. - Hooghly, PIN - 712136 regarding the issue, being a matter specified in the second schedule to the Industrial Dispute Act, 1947 (14 of 1947);

AND WHEREAS the workmen has filled an application under section 10(2A) of the Industrial Dispute Act, 1947 (14 of 1947) to the Judge, Second Industrial Tribunal, Kolkata specified for this purpose under this Deptt's Notification No. 1085-IR/12L-9/95 dated 25.07.1997.

AND WHEREAS, Second Industrial Tribunal, Kolkata heard the parties under section 10(2A) of the I.D. Act, 1947 (14 of 1947).

AND WHEREAS Second Industrial Tribunal, Kolkata has submitted to the State Government its Award under section 10(2A) of the I.D. Act, 1947 (14 of 1947) on the said Industrial Dispute.

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 dated 29/04/2022 as shown in the Annexure hereto vide memo no. 666- L.T. dated - 11/05/2022.

ANNEXURE

(Attached herewith)

By order of the Governor,


Joint Secretary
to the Government of West Bengal

I/198860/2022

: 2 :

No. Labr/ 576/1(6) / (LC-IR) Date : 10/06/ 2022

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

1. M/s. Ranighat Ferry Service, Ranighat, P.S. Chandannagore, Distt. - Hooghly, PIN - 712136.
2. Chandannagore Municipal Corporation, P.S. Chandannagore, Distt. - Hooghly, PIN - 712136.
3. Smt. Ranju Ghosh (Halder), w/o Lt. Subhas Halder, Boro Champatala, Majumder Gore, P.S. Chandannagore, Distt. - Hooghly, PIN - 712136.
4. The Asstt. Labour Commissioner, W.B. In-Charge, Labour Gazette.
5. The O.S.D. & E.O. Labour Commissioner, W.B., New Secretariat Buildings, (11th Floor), 1, Kiran Sankar Roy Road, Kolkata - 700001.
- ✓ 6. The Deputy Secretary, IT Cell, Labour Department, with the request to cast the Award in the Department's website.


Joint Secretary

No. Labr/ 576/2(2) / (LC-IR) Date : 10/06/ 2022

Copy forwarded for information to :-

7. The Judge, Second Industrial Tribunal, West Bengal, with respect to his Memo No. 666- L.T. dated - 11/05/2022.
8. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata - 700001.

Join Secretary

Before the Second Industrial Tribunal, Kolkata

Present : Shri Partha Sarathi Mukhopadhyay, Judge
2nd Industrial Tribunal, Kolkata

Case No. VIII-03 of 2014

Under Section 10(2A) of The Industrial Disputes Act, 1947

Order No. 101 dt. 29.04.2022

Both parties are absent.

Today is fixed for report of the Police Commissioner and further order and on perusing the record, I find that the notice sent to the Police Commissioner has been returned with endorsement "Insufficient address".

On perusing the record, I find that the case is pending for a long time for evidence on merit but both parties did not attend for a long time and took no step and for this reason one notice was sent upon both parties but thereafter the Opposite Parties did not appear but one envelop served upon the petitioner returned with Postal endorsement "Deceased". To confirm death of the petitioner again notice was sent to the Police Commissioner but the said envelop was returned with endorsement 'insufficient address' though correct address was mentioned in the envelop.

However, on the basis of the report of the Postal Department "Deceased", I hold that the petitioner of this case has expired and none appeared in this case as the legal heir of the deceased and the Ld. Lawyer for the petitioner also did not attend in this case and without substitution of the deceased petitioner the case cannot proceed and as both parties are absent for a long time, I hold that the industrial dispute is no longer in existence between them.

For this reason the case is taken up for passing Award.

On perusing the record, I find that this case was filed by Smt. Ranju Ghose (Halder), w/o Lt. Subhas Halder, Boro Champatala, Majumder Gore, P.S. Chandannagore, Distt.-Hooghly, PIN-712 136 against (i) M/s. Ranighat Ferry Service, Ranighat, P.S. Chandannagore, Distt.-Hooghly & (ii) Chandannagore Municipal Corporation, P.S. Chandannagore, Distt.-Hooghly, under Section 10(2A) of The Industrial Disputes Act, 1947 and later on Chandannagore Municipal Corporation was added as the Opposite Party No.2 in this case.

As during the stage of evidence on merit, both parties did not appear for a long time, I hold that the industrial dispute between them is no longer in existence.

Hence, it is

ORDERED

that the Case No. VIII-03 of 2014 under Section 10(2A) of The Industrial Disputes Act, 1947 is dismissed as the industrial dispute between the parties 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

Judge
2nd Industrial Tribunal
West Bengal


Judge

2nd Industrial Tribunal
Judge
2nd Industrial Tribunal
West Bengal