

I/330714/2022

Government of West Bengal  
Labour Department, I. R. Branch  
N.S. Building, 12<sup>th</sup> Floor  
1, K.S. Roy Road, Kolkata - 700001

No. Labr/. . . . . 917 (LC-IR)/22015 ( 16 ) /46/2022 Date: 17/10... /2022

**ORDER**

WHEREAS an industrial dispute existed between Shree Jain Hospital and Research Centre, 493B/12, G.T. Road (S), Distt. – Howrah, Pin - 711102 and Sri Bablu Hela, 14/1, Ram Chandra Naskar Lane, Distt. Howrah, Pin - 711107 regarding the issue, being a matter specified in the Second schedule to the Industrial Dispute Act, 1947 (14 of 1947);

AND WHEREAS the workman has filed an application under section 10(1B) (d) of the Industrial Dispute Act, 1947 (14of 1947) to the Second Industrial Tribunal specified for this purpose under this Deptt.'s Notification No. 1085-IR/12L-9/95 dated 25.07.1997.

AND WHEREAS, the Second Industrial Tribunal heard the parties under section 10(1B) (d) of the I.D. Act, 1947 (14of 1947) and framed the following issue dismissal of the workman as the "issue" of the dispute.

AND WHEREAS the Second Industrial Tribunal has submitted to the State Government its Award dated 26/08/2022 under section 10(1B) (d) of the I.D. Act, 1947 (14of 1947) on the said Industrial Dispute vide memo no. 1341 – L. T. dated 30/08/2022.

Now, THEREFORE, in pursuance of the provisions of Section 17 of the Industrial Dispute Act, 1947 (14of 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,

Sdr  
Joint Secretary  
to the Government of West Bengal

I/330714/2022

H/A 2T m  
18/10

Aranda  
18/10/2022

: 2 :

Date : 17/10/2022

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

1. Shree Jain Hospital and Research Centre, 493B/12, G.T. Road (S), Distt. – Howrah, Pin - 711102.
2. Sri Bablu Hela, 14/1, Ram Chandra Naskar Lane, Distt. - Howrah, Pin - 711107.
3. The Asstt. Labour Commissioner, W.B. In-Charge, 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 Sr. Deputy Secretary, IT Cell, Labour Department, with the request to cast the Award in the Department's website.

  
Joint Secretary

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

Date ...../2022

Copy forwarded for information to:-

1. The Judge, ~~Second Industrial Tribunal~~ West Bengal, with respect to his Memo No. 1341 – L. T. dated 30/08/2022.
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata – 700001.

Joint Secretary

**Before the Judge, Second Industrial Tribunal, West Bengal**

**Present: Shri Partha Sarathi Mukhopadhyay, Judge,  
Second Industrial Tribunal**

Case No. 22/2022

**Under Section 10(1B)(d) of The Industrial Disputes Act, 1947**

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Sri Bablu Hela- - - - -Applicant  
14/1, Ram Charan Naskar Lane, Distt.-Howrah, PIN-711107.

-Vs-

Shree Jain Hospital & Research Centre- - - - -Opposite Party  
493B/12, G.T. Road (S), Distt.-Howrah, PIN-711102.

Order No. 05, dt. 26.08.2022.

The O.P. company has filed written statement along with the copies. Let it be kept with the record.

The petitioner is absent and the Ld. Lawyer for the petitioner is also absent and no step is taken for the petitioner. On perusing the record I find that on the last two occasions also the petitioner did not appear.

So considering the conduct of the petitioner, I hold that the petitioner is not interested to proceed with this case further and he is absent for the last three days without any explanation.

Contd....2/-

On perusing the record I find that the petitioner has filed this case under Section 10(1B)(d) of The Industrial Disputes Act, 1947 against the O.P. company but considering the above mentioned conduct of the petitioner, I hold that the petitioner is not interested to proceed with this case.

Hence, it is

**ORDERED**

that the Case No. 22 of 2022 under Section 10(1B)(d) of The Industrial Disputes Act, 1947 is dismissed for default against the O.P. company with cost.

Let this 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  
2<sup>nd</sup> Industrial Tribunal  
**Judge**  
**2nd Industrial Tribunal**  
**West Bengal**