

In The Seventh Industrial Tribunal, West Bengal

Present: Ms. Yogita Gaurisaria , Judge, Seventh Industrial Tribunal.

Case No. 01 of 2020

Under Section 2A(2)

**Sri Prasenjit Ghosh, Chandannagar, District – Hooghly, Pin – 712 136
.....Applicant**

-VS-

**M/s Cardila Pharmaceutical Ltd., 111/1, B.T. Road, Tirupati Building,
Opp. I.S.I. Gate, Kolkata – 700 102..... Opposite Party**

A W A R D

Dated 27.12.2024

Both the parties are absent without steps.

**Today is fixed for passing no dispute award in view of order no.
35 dt. 10.12.2024.**

Case record is taken up for passing order.

This case has been filed by the applicant/workman Sri Prasenjit Ghosh under Section 2A(2) of the Industrial Disputes Act, 1947 against his employer M/s Cardila Pharmaceutical Ltd in connection with termination of service of the applicant illegally with a prayer to reinstate him in service with full back wages and other consequential benefits.

Perused the case record wherefrom it appears that since 22.02.2024 the applicant is absent and on 03.06.2024 a show cause notice was issued upon him directing to file reply to show cause on 16.07.2024 as to why no dispute award shall not be passed in the instant case.

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(2)

On 16.07.2024 it appears from the record that one envelope containing notice sent to the applicant is received back with the postal remark “ Insufficient address” and accordingly, a fresh notice was issued upon the applicant directing him to appear on 28.08.2024 and file reply to show cause as to why no dispute award shall not be passed in the instant case. On 28.08.2024 it appears from the postal track report that the notice sent to the applicant was delivered and the applicant was absent on that day also on repeated calls. Therefore, it appears that the applicant is not interested to proceed with his present case further.

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

O r d e r e d

that the case being No. 01 of 2020 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.

Let the copies of the Award be sent to the appropriate authority for information and taking necessary action.

`Dictated & corrected by me.

Judge

(Yogita Gaurisaria)
Judge
7thIndustrial Tribunal
Kolkata
27.12.2024

I/593917/2025

Government of West Bengal
Labour Department, I. R. Branch
N. S. Building, 12th Floor, 1, K. S. Roy Road, Kolkata – 700001
No. Labr/ 35 /(LC-IR)/22015(16)/5/2025 Date : 08/01/2025

ORDER

WHEREAS an industrial dispute existed between M/s. Cardila Pharmaceutical Ltd., 111/1, B.T. Road, Tirupati Building, Opp. I.S.I. Gate, Kolkata – 700102 and their workman Shri Prasenjit Ghosh, Chandannagar, District – Hooghly, Pin – 712136, regarding the issues, being a matter specified in the second schedule to the Industrial Dispute Act, 1947 (14 of 1947);


AND WHEREAS the 7th Industrial Tribunal, Kolkata has submitted to the State Government its Award dated 27.12.2024 in Case No. 01 of 2020 on the said Industrial Dispute Vide e-mail dated 27.12.2024 in compliance of u/s 10(2A) of the I.D. Act, 1947.

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,


Assistant Secretary
to the Government of West Bengal

No. Labr/ 35 /1(5)/(LC-IR)/ 22015(16)/5/2025 Date : 08/01/2025

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

1. M/s. Cardila Pharmaceutical Ltd., 111/1, B.T. Road, Tirupati Building, Opp. I.S.I. Gate, Kolkata – 700102.
2. Shri Prasenjit Ghosh, Chandannagar, District – Hooghly, Pin – 712136.
3. The Asstt. Labour Commissioner, W.B. In-Charge, Labour Gazette.
4. The OSD & EO Labour Commissioner, W.B., New Secretariat Building, 11th Floor, 1, Kiran Sankar Roy Road, Kolkata – 700001.
5. The Deputy Secretary, IT Cell, Labour Department, with the request to cast the Award in the Department's website.



Assistant Secretary

No. Labr/ 35 /2(3)/(LC-IR)/ 22015(16)/5/2025

Date : 08/01/2025

Copy forwarded for information to :-

1. The Judge, 7th Industrial Tribunal, N. S. Building, 3rd Floor, 1, K.S. Roy Road, Kolkata – 700001 with respect to his e-mail dated 27.12.2024.
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata – 700001.
3. Office Copy.


Assistant Secretary