

I/474833/2024

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/. 50 ./(LC-IR)/22015(16)/4/2024 Date: 17/01/2024

**ORDER**

WHEREAS an industrial dispute existed between M/s. Emcure Pharmaceuticals Limited, Corporate Office at Survey No. 255/2, Phase 1, Rajiv Gandhi IT Park, MIDC Hinjewadi, Pune-411057, Maharashtra and Regional office at M/s. Aura Agency, 5, Kustia Road, Kolkata - 700039 and their workman Sri Ritesh Das, S/o Tarak Chandra Das, Mearber, Pirtala, P.O. Chinsurah, Dist. - Hooghly, Pin - 712101 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 said Judge, Seventh Industrial Tribunal has submitted to the State Government its Award dated 26/12/2023 in Case No. 09 of 2020 u/s 2A (2) on the said Dispute vide memo no. Dte/7<sup>th</sup> IT/009/2024 dated 04/01/2024.

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,

*Sdt*  
Assistant Secretary  
to the Government of West Bengal



/474833/2024

(2)

No. Labr/ <sup>50</sup>...../1(2) - IR

Date: 17/01/2024

Copy forwarded for information to:

1. The Judge, Seventh Industrial Tribunal with reference to his Memo No. Dte/7<sup>th</sup> IT/009/2024 dated 04/01/2024.
2. The Joint Labour Commissioner (Statistics), W.B., 6, Church Lane, Kolkata-700001.

<sup>Solt</sup>  
Assistant Secretary

No. Labr/ <sup>50</sup>...../2(5) - IR

Date: 17/01/2024

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

1. M/s. Aura Agency, 5, Kustia Road, Kolkata - 700039.
2. Sri Ritesh Das, S/o Tarak Chandra Das, Mearber, Pirtala, P.O. Chinsurah, Dist. - Hooghly, Pin - 712101.
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 Secretary, IT Cell, Labour Department, with the request to cast the Award in the Department's website.

*Dipankar Sen / Sandeep Datta (SSP)*  
18/01/2024

  
Assistant Secretary



Before The Seventh Industrial Tribunal, West Bengal

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

Case No. 09 of 2020

Under Section 2A(2)

Ritesh Das , S/o Tarak Chandra Das, Mearber, Pirtala, P.O. Chinsurah,  
District-Hooghly, Pin Code-712 101. ---Applicant

VS-

M/s Emcure Pharmaceuticals Limited, Corporate Office at Survey No.  
255/2, Phase 1, Rajiv Gandhi IT Park, MIDC Hinjewadi, Pune-411 057,  
Maharashtra and Regional Office at M/s Aura Agency, 5, Kustia Road,  
Kolkata-700 039.

---Opposite Party

A W A R D

Dated 26.12.2023

Applicant Ritesh Das is absent without steps.

O.P./Company is absent.

Today is fixed for passing no dispute award in view of order no. 28 dt.  
14.12.2023.

Case record is taken up for passing order.

This case has been filed by the applicant/workman Ritesh Das under  
Section 2A(2) of the Industrial Disputes Act, 1947 against his employer M/s  
Emcure Pharmaceuticals Limited 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 24.08.2023  
the applicant is absent. As a result, a notice was issued upon him directing to  
file show cause on 29.11.2023 as to why no dispute award shall not be passed  
in the instant case. Since thereafter no show cause has been filed by the  
applicant. Thereafter, on 29.11.2023 the instant case was fixed for passing no  
dispute award as the applicant was absent on repeated calls. Therefore, it is  
clear that the applicant is not willing to proceed with his present case further.

Contd....P2

*Yogita Gaurisaria*  
26/12/23  
Judge  
Seventh Industrial Tribunal



(2)

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. 09 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.

'Dictated & corrected by me.

*scf/*  
Judge

*B*  
Judge  
Seventh Industrial Tribunal



*scf/*  
(Yogita Gaurisaria)  
Judge  
7<sup>th</sup> Industrial Tribunal  
Kolkata  
26.12.2023

Judge  
Seventh Industrial Tribunal