

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

No. Labr/ 648 /(LC-IR)/22015(16)/7/2022

Date : 03/07/2024

ORDER

WHEREAS an industrial dispute existed between M/s. Gloster Ltd., P.O. Fort Gloster, District – Howrah, Pin – 711310 and Shri Promod Shankar Prasad, Village – Bhaapara, Pannawali Bari, P.O. – Bauria, District – Howrah, Pin – 711305 regarding the issues, being a matter specified in the second schedule to the Industrial Dispute Act, 1947 (14 of 1947);

AND WHEREAS the parties have filed an application under section 10(1B)(d) of the Industrial Dispute Act, 1947 (14 of 1947) to the 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 the said Second Industrial Tribunal, Kolkata has submitted to the State Government its Award dated 25.06.2024 in case No. – 41/2021 under section 10(1B)(d) of the I.D. Act, 1947 (14 of 1947) on the said Industrial Dispute vide Memo No. Dte/2nd I.T./064/2024 dated 25.06.2024 ;

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/ 648 /1(5)/(LC-IR)

Date : 03/07/2024

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

1. M/s. Gloster Ltd., P.O. Fort Gloster, District – Howrah, Pin – 711310.
2. Shri Promod Shankar Prasad, Village – Bhaapara, Pannawali Bari, P.O. – Bauria, District – Howrah, Pin – 711305.
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/ 648 /2(3)/(LC-IR)

Date : 03/07/2024

Copy forwarded for information to :-

1. The Judge, Second Industrial Tribunal, N. S. Building, 3rd Floor, 1, K.S. Roy Road, Kolkata - 700001 with respect to his Memo No. Dte/2nd I.T./064/2024 dated 25.06.2024.
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata - 700001.
3. Office Copy. (SSR)

Assistant Secretary

OSD (IT) / Sandeep (SSR)
04/07/24

Case No.41/2021

Order No. 29

Date: 25.06.2024

The OP company is present.

The record is taken up today for passing order.

On perusing the record, I find that the petitioner has filed this case under Section 10(1)(b)(d) of The Industrial Disputes Act 1947 praying for reinstatement of his service with full back wages and consequential reliefs and the OP company has contested this case by filing written statement and then the petitioner has filed one petition praying for interim relief and issues were framed and the case was fixed for evidence of the petitioner on the interim relief and the petitioner has filed his affidavit in chief as the PW1 on the interim relief petition but thereafter did not attend this Tribunal for his further examination and cross-examination and 06.06.2024 was fixed for evidence of the petitioner as last chance but on 06.06.2024 he did not appear for his evidence.

Considering such conduct of the petitioner for a long time, I hold that he is not interested to proceed further with this case and accordingly I hold that the case should not be preceded further as the petitioner has not been attending the Tribunal for a long time.

Accordingly I hold that the case should be dismissed against the Opposite Party.

Hence it is,

ORDERED

that the Case No. 41/2021 under Section 10(1)(b)(d) of The Industrial Disputes Act, 1947 is dismissed for default against the Opposite Party.

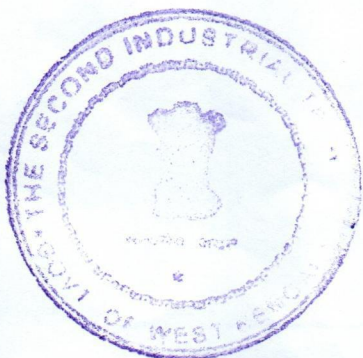
Let this Order be treated as an Award.

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



(Shri P.S. Mukhopadhyay)
Judge
2nd Industrial Tribunal
Kolkata

Judge
2nd Industrial Tribunal
West Bengal