

I/70489/2019

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

No. Labr/1018/(LC-IR)/.....

Date : 28/11/18.

ORDER

WHEREAS under the Government of West Bengal, Labour Department Order N 1514-IR dated 04.12.2014 the Industrial Dispute between M/s. J.J. Spectrum Silk Limited Unit of J.J. Exporters Ltd.) Gangarampur, P.S.- Bishnupur, Diamond Harbour Road, Dist-24 PGS(S) PIN-743503 and their workers represented by four trade unions. Viz (1) J.J. Spectrum Silk Limited Employees Union, Gangarampur, P.O. Dakshin Alipore, 24 PGS(S), PIN 743503, (2) J.J. Spectrum Silk Limited Workers Union, Gangarampur, P.O. Dakshin Alipore 24 PGS(S), PIN-743503, (3) J.J. Spectrum Silk Limited Shramik Karmachari Union 30B, Hari Chatterjee Street, Kolkata-27 and (4) J.J. Spectrum Silk Ltd. Shramik Sangha, 10, K.S. Ro Road, Kolkata-1 regarding the issue mentioned in the said order, being a matter specified in the Second Schedule to the Industrial Dispute Act, 1947 (14 of 1947), was referred for adjudication to the Judge, 4th Industrial Tribunal, West Bengal.

AND WHEREAS the Judge of the said 4th Industrial Tribunal, West Bengal, has submitted to the State Government its award 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 as shown in the Annexure hereto.

ANNEXURE

(Attached herewith)

By order of the Governor,

Sd/-
Deputy Secretary

to the Government of West Bengal

No. Labr/1018/(2)/(LC-IR)

Date : 28/11/18.

Copy forwarded for information to :

1. The Judge, 4th Industrial Tribunal, West Bengal with reference to his Memo No. 1355-L.T. dated 26.09.2019 .
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata -700001.

Sd/-
Deputy Secretary

09/2019

No. Labr/1018/2(8)/(LC-IR)Date: 28/11/19...

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

1. M/s . J.J. Spectrum Silk Limited (Unit of J.J. Exporters Ltd.)
Gangarampur, P.S.- Bishnupur, Diamond Harbour Road, Dist-24
PGS(S) PIN-743503 .
2. The Secretary, J.J. Spectrum Silk Limited Employees Union,
Gangarampur, P.O. Dakshin Alipore, 24 PGS(S), PIN-743503.
3. The Secretary, J.J. Spectrum Silk Limited Workers Union,
Gangarampur, P.O. Dakshin Alipore, 24 PGS(S), PIN-743503,
4. The Secretary, J.J. Spectrum Silk Limited Shramik Karmachari Union
30B, Harish Chatterjee Street, Kolkata-27.
5. The Secretary , J.J. Spectrum Silk Ltd. Shramik Sangha, 10, K.S.
Roy Road, Kolkata-1.
6. The Assistant Labour Commissioner, W.B. In-Charge, Labour
Gazette.
7. The O.S.D. & E.O. Labour Commissioner, W.B. New Secretariat
Buildings, 1, K. S. Roy Road, 11th Floor, Kolkata- 700001.
8. The O.S.D., IT Cell, Labour Department, with the request to cast the
Award in the Department's website.

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Deputy Secretary

In the matter of an Industrial Dispute between M/s. J. J. Spectrum Silk Limited (Unit of J. J. Exporters Ltd.) Mouza – Gangarampur, P. S. – Bishnupur, Diamond Harbour Road, District – South 24-Parganas, PIN – 743503 (Corporate Office Address: KCI Plaza, 23C, Ashutosh Chowdhury Avenue, Kolkata – 700 019) and their workers represented by four Trade Unions. Viz. (1). J. J. Spectrum Silk Limited Employees Union, Gangarampur, P.O. Dakshin Alipore, Diamond Harbour Road, 24 –Parganas (S), (2). J. J. Spectrum Silk Limited Worker's Union, Gangarampur, P.O. Dakshin Alipore, Diamond Harbour Road, South 24 – Parganas, PIN-743503, (3). J. J. Spectrum Silk Limited Shramik Karmachari Union, Head office at 30B, Harish Chatterjee Street, Kolkata – 27 and (4). J. J. Spectrum Silk Ltd. Shramik Sangha, Head Office at 10, K. S. Roy Road, Kolkata – 700 001.

(Case No. VIII-01/15)

BEFORE THE FOURTH INDUSTRIAL TRIBUNAL: WEST BENGAL

P R E S E N T

SHRI GOPAL KUMAR DALMIA, JUDGE

FOURTH INDUSTRIAL TRIBUNAL

KOLKATA

A W A R D

In the matter of an Industrial Dispute between M/s. J. J. Spectrum Silk Limited (Unit of J. J. Exporters Ltd.), Mouza – Gangarampur, P. S. – Bishnupur, Diamond Harbour Road, District – South 24-Parganas, PIN – 743503, (Corporate Office Address: KCI Plaza, 23C, Ashutosh Chowdhury Avenue, Kolkata – 700 019) and their workers represented by four Trade Unions. Viz. (1). J. J. Spectrum Silk Limited Employees Union, Gangarampur, P.O. Dakshin Alipore, Diamond Harbour Road, 24 –Parganas (S), (2). J. J. Spectrum Silk Limited Worker's Union, Gangarampur, P.O. Dakshin Alipore, Diamond Harbour Road, South 24 – Parganas, PIN-743503, (3). J. J. Spectrum Silk Limited Shramik Karmachari Union, Head office at 30B, Harish Chatterjee Street, Kolkata – 27 and (4). J. J. Spectrum Silk Ltd. Shramik Sangha, Head Office at 10, K. S. Roy Road, Kolkata –700 001 which has been referred to this Tribunal vide G.O. No. 1514-IR/IR/8L-03/2003 dated 04.12.2014 for adjudication. (Case No. VIII-01/15).

Order No. 72

dated 25.09.2019

Today is fixed for showing cause by the parties.

None appears on repeated calls. It is now 1.25 P.M.

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(2)

It appears that as per order No. 71 dated 27.08.2019 parties were directed to show-cause as to why a 'no dispute award' shall not be passed on the footing that the industrial dispute under reference is no longer in existence and in accordance with the said order notices were issued upon them. Notice sent to the Company i.e. M/s. J. J. Spectrum Silk Ltd. through the Postal Department has returned unserved. Notices sent to the Union Nos. 1, 2 and 3 i.e. J. J. Spectrum Silk Limited Employees Union, J. J. Spectrum Silk Limited Workers Union and J. J. Spectrum Silk Limited Shramik Karmachari Union through the Postal Department have returned un-served. It appears from the envelope containing the notice sent to the Union No. 3, J. J. Spectrum Silk Limited Shramik Karmachari Union that it is returned with postal remark "Refused".

No S/R or postal A.D. in respect of the notice sent to the Union No. 4, J. J. Spectrum Silk Limited Shramik Sangha has come. In this regard the office has submitted a list of letters despatched and a consignment track report and it appears therefrom that notice sent to the Union No. 4 J. J. Spectrum Silk Ltd. Shramik Sangha has been delivered to the addressee on 05.09.2019. But none has appeared.

It appears that parties are absent since 31.07.2019. None of them has appeared or shown any cause of absence. Their absence is giving rise to an inference that the industrial dispute under reference is no longer in existence and accordingly, the case is required to be disposed of.

Hence, it is

Ordered

that the industrial dispute under reference is no longer in existence.

This is my Award.

Sd/- Gopal Kumar Dalmia
Judge

Dictated & Corrected by me,

Sd/- G. K. Dalmia

Judge

Fourth Industrial Tribunal
Kolkata
25.09.2019

Judge

Fourth Industrial Tribunal, W.B

