

BEFORE THE CENTRAL GOVT. INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT,
GUWAHATI, ASSAM.

PRESENT: Shri Ananda Kumar Mukherjee.
Presiding Officer/Link Officer,
CGIT-cum-Labour Court, Guwahati.

REFERENCE CASE NO. 16 of 2020.

PARTIES: The General Secretary, Bokajan Cement Factory Labour Union,
Cement Corporation of India, Bokajan, Karbi Anglong, Assam.
.....Workmen/Union.

-Vrs-

M/S Bokajan Cement Factory, Cement Corporation of India, Bokajan,
Karbi Anglong, Assam.OP/Management.



REPRESENTATIVES:

For the Workmen/Union : None

For the Management. : None

INDUSTRY : Cement Factory
STATE : Assam.
Date of Award : 12/05/2023.

Contd. Page-2

A. K. Mukherjee
Presiding Officer/Link Officer,
CGIT-Cum-Labour Court, Guwahati

AWARD

In exercise of powers conferred under clause (d) of sub-section (1) and Sub-Sec (2A) of Section 10 of the Industrial Dispute Act, 1947 (14 of 1947), Govt. of India through the Ministry of Labour, vide its order No. L-29011/7/2017-IR(M) dated 03-12-2020 has been please to refer the following dispute between the employer, that is the Management of M/S Bokajan Cement Factory and their Workmen for adjudication by this Tribunal.

THE SCHEDULE

"1) Whether the demand of Bokajan Cement Factory Labour Union for age relaxation at the time of recruitment for regular vacancies of temporary worker in respect of the 35 contractual workmen (List Attached) who have been working since 02-03 years with the same management under different contractors is justified and legal?

2) Whether during the pendency of conciliation the action of the management of M/s Cement Corporation of India in recruiting some disputed cadre vide Employment notice No.2/2016 is fair & legal under sec. 2(ra) of the Industrial disputes Act, 1947. If not, then what relief the 35 Contractual workmen (list attached) are entitled to?"

3) On the basis of said order instant case has been registered on 29.12.2020 and notices were issued to the Management and the workmen/Union for appearance and filing claim statement and written



Contd. Page-3

[Handwritten Signature]

Presiding Officer/Link Officer,
CGIT-Cum-Labour Court, Guwahati

statement. Since initiation of this proceeding, more than 2 years have passed but none of the parties have appeared after two consecutive notices were issued. The case is fixed up today for appearance of parties and filing of claim statement and written statement. On repeated calls at 12-40 p.m. none appeared for the parties nor any step has been taken on their behalf. Considering the circumstances it appears to me that ample opportunity has been provided but the concerned Union, representing the workmen is not inclined to pursue this case. The Reference Case is therefore dismissed of in the form of a no dispute award.

Hence,

ORDERED

That the reference Case is dismissed in the form of a No Dispute Award.

Let copies of the Award be communicated to the Ministry of Labour and Employment, Government of India, New Delhi for information and Notification.



Ananda Kumar Mukherjee
 (Ananda Kumar Mukherjee)
 Presiding Officer/Link Officer,
 CGIT-cum-Labour Court, Guwahati.
 12.5.2023.