

Government of India
Ministry of Labour & Employment,
Central Government Industrial Tribunal-Cum-Labour Court-II, New Delhi.

Present:

Smt. Pranita Mohanty,
Presiding Officer, C.G.I.T.-Cum-Labour
Court-II, New Delhi.

INDUSTRIAL DISPUTE CASE NO. 47/2022

Date of Passing Award- 01.12.2022

Between:

Sh. Ram Prakash, S/o Sh. Ramveer Singh Yadav,
R/o- KH. No-1074, Plot No-31, Village -Bhalswa,
N.S. Mandi, Delhi-110033.

Claimant

VERSUS

1. The Chairmen,
Delhi Metro Rail Corporation Ltd.
Metro Bhawan, Fire Brigade Lane,
Barakhamba Road, New Delhi-110001.
2. **Couops International Hi-Tech. Security,**
Contractor of DMRC Metro Bhawan, Fire Brigade Lane,
Barakhamba Road, New Delhi-110001
3. **CCECC-KEC JV DC-01,**
Office:-Mundka, Near Rani Khera Road,
Delhi-110081.

Managements

Appearances:-

Shri Arvind Kumar
(A/R)

For the claimant

Shri Gulab Chandra Jha
None for the management No.2
Shri Shivam Tripathy
(A/R)

For the Management No.1
For the Management No.2.
For the Management No.3.

A W A R D

This is an application u/s 2A filed by the claimant alleging illegal termination by management No.1. As per the narrative in the claim petition the claimant was appointed as a Security Guard on 22.01.2020 in the premises of management No.1 through the contractor of the said management who are the management No.2 and 3 of this proceeding. His last drawn wage was 12000/- per month. Though the claimant was discharging his duty diligently the management No.1,2 and 3 were not extending the benefits at par with the regular employees describing him as a contractual worker. The management was not following the procedure laid down under the Contract Labour Regulation and Abolition Act 1970. For the objection raised by the claimant for his legitimate dues the managements in vindication terminated his service w.e.f 14.06.2021 and did not release his earned wage for the month of March, April, May, June 2021 and even did not pay his bonus and overtime dues. At the time of termination the provisions of section 25F Id Act was not followed. Hence, he had prayed for reinstatement and payment of back wages alongwith all consequential benefits.

Notice being served all the managements appeared and management No.1 and 2 filed their WS denying the claim of the claimant.

Before commencement of the hearing steps were taken for conciliation of the dispute. After several rounds of conciliation the management agreed to pay the dues demanded by the claimant. During the Lok Adalat held on 12.11.2022 the claimant gave a statement to the effect that the management has paid 61500/- through demand draft No. 003609 dated 07/10/2022 and he has no more claim against the management. The statement of the claimant was recorded separately and attached to the proceeding. In view of the statement given by the claimant this no claim award is passed. Hence, ordered.

ORDER

The application be and the same is disposed of as the claimant has no claim and grievance against the managements with regard to the alleged illegal termination of his service. Send a copy of this award to the

appropriate government for notification as required under section 17 of the ID act 1947.

Dictated & Corrected by me.

Presiding Officer.
CGIT-Cum-Labour Court.
1st December, 2022.

Presiding Officer.
CGIT-cum-Labour Court.
1st December, 2022.