

**GOVERNMENT OF INDIA  
MINISTRY OF LABOUR & EMPLOYMENT  
CGIT-COM-LABOUR COURT –II,  
ROOM NO. 208, 2<sup>nd</sup> FLOOR,  
ROUSE AVENUE DISTRICT COURTS COMPLEX, I.T.O.,  
NEW DELHI-110002.**

**I.D.NO. 42/2020**

**Sh. Aman,  
Through-Delhi Office & Establishment Employees Union,  
13-A, Rouse Avenue, ITO, and New Delhi-110002**

**I.D.NO. 43/2020**

**Sh. Rakesh Negi,  
Through-Delhi Office & Establishment Employees Union,  
13-A, Rouse Avenue, ITO, and New Delhi-110002**

**I.D.NO. 44/ 2020**

**Ms. Rekha,  
Through-Delhi Office & Establishment Employees Union,  
13-A, Rouse Avenue, ITO, and New Delhi-110002**

**I.D.NO. 45/2020**

**Sh. Vikas Kashyap,  
Through-Delhi Office & Establishment Employees Union,  
13-A, Rouse Avenue, ITO, and New Delhi-110002**

**I.D.NO. 46/2020**

**Sh. Gaurav,  
Through-Delhi Office & Establishment Employees Union,  
13-A, Rouse Avenue, ITO, and New Delhi-110002**

**I.D.NO. 47/2020**

**Sh. Raghubir Singh,  
Through-Delhi Office & Establishment Employees Union,  
13-A, Rouse Avenue, ITO, and New Delhi-110002**

**I.D.NO.48/2020**

**Sh. Praveen Kumar,  
Through- Delhi Office & Establishment Employees Union,  
13-A, Rouse Avenue, ITO, New Delhi -110002**

**I.D. NO. 49/2020**

**Sh. Naveen Chander,  
Through-Delhi Office & Establishment Employees Union,  
13-A, Rouse Avenue, ITO, and New Delhi-110002** ....Applicants/Claimants

**VERSUS**

- 1. The Director,  
Vallabhbhai Patel Chest Institute,  
University of Delhi,  
Delhi-110007.**
- 2. The Managing Director,  
B.K. Enterprises  
B-578 Madipur Colony, New Delhi -110063**
- 3. Pawan Security Services,  
217, 2<sup>nd</sup> Floor, Jaina Tower,  
District Centre, Janakpuri, New Delhi – 110058.  
...Managements/Respondents**

**AWARD****Present:**

**None for the claimant.  
Sh. G. K Pathak, Ld .A/R for the management no. 1.  
None for the management no. 2.  
Management no. 3 had already been ex-parte.**

By this composite order I shall dispose off the eight cases filed by the claimants. All the eight cases have been taken together because in all the cases respondent are same. Issues are also same. Only the workmen are different.

Record pursued. The present cases are fixed for workman evidence. However, today workman has not appeared nor any witness

has been produced. Management No. 3 had already been proceeded ex-party vide order dated 03.01.2022.

As per record the present cases have been filed by the claimants/workmen against the Respondents under section-2A of the I.D. Act after obtaining the failure report.

Claimant claims to be employed with the Respondent No.-1 through Respondent No.-2 at different post i.e Office Assistant, Junior Assistant, Technical Assistant and Lab Attendant and they had been drawing the salary of Rs. 15,070/- to 18960/- per month. Claimants were performing their duties with sincerity and devotion. However, management no. 1 had issued an E-tender dated 18.10.2018 for providing manpower on outsourcing basis for skilled/ unskilled job. E-tender was successfully allotted to the management no. 3 as informed by the management no. 1. Interviews were conducted by the management no. 2. However, management no. 2 informed that management no. 1 did not wish to take them on job. Hence, management no. 3 had terminated the services of the claimants illegally w.e.f 01.05.2019 without giving any prior termination notice or any notice pay in lieu of the notice period.

Hence, claimants filed the claim with the prayer that they be reinstated in service with full back wages.

Notice was sent to managements. Management no.1 and 2 have appeared and filed their written statement respectively. Management No.- 3 had already been proceeded ex-party vide order dated 03.01.2022.

However, no rejoinder has been filed. Issues were framed. Thereafter, workmen were asked to lead evidence in support of their claim. Despite providing several opportunity workmen has not come forward for filing of their affidavit and remained absent.

In view of above facts on record when the workmen are not interested in pursuing their claim as reflected from the record, then no useful purpose be served to keep these claim files to proceed further.

Hence, this Tribunal has no option except to pass the no disputant award. Accordingly, no disputant award is hereby passed.

Send a copy of this award to the appropriate government for notification under section 17 of the I.D. Act 1947.

Dated: 03<sup>rd</sup> October, 2023

(Atul Kumar Garg).  
Presiding Officer.  
CGIT—Cum Labour Court-II  
New Delhi.