

**BEFORE SH. ATUL KUMAR GARG, PRESIDING OFFICER, CENTRAL
GOVT. INDUSTRIAL-CUM-LABOUR COURT NO-II, NEW DELHI**

I.D. No. 73/2020

Sh. Ompal Singh Gautam, S/o Sh. Bhikkan Singh,
R/o House No-335, Block-D, Pul Pehladpur, New Delhi-110044.

I.D. No. 74/2020

Sh. Kanheya Lal, S/o Sh. Parmanand,
R/o House No. D-447, Pul Pehladpur,
Badarpur, New Delhi-110044.

I.D. No. 75/2020

Sh. Amit Srivastava, S/o Sh. Nand Kumar Srivastava,
R/o House No. B-95, Jaitpur Extn. New Delhi-110044.

I.D. No. 76/2020

Sh. Yogesh Kumar, S/o Sh. Puran Chand,
R/o House No. HR-228 B/6, Pul Pehladpur,
Jaitpur, New Delhi-110044.

I.D. No. 77/2020

Sh. Khilani Singh, S/o Sh. Rohtash Singh,
R/o House No-865, Gali No.-39-B, Molar Band Extn.
South Delhi-110019.

I.D. No. 256/2021

Sh. Navlesh Kumar, S/o Sh .Basant Prasad Singh,
R/o House No.-D-447, Left Said Block-D, Pul Pahladpur,
Badarpur, South Delhi-110044.

Through- Indian Stell & Metal Workers Union,
1770/8, 3rd Floor, Govind Puri Exten. Main Road Kalkaji,
New Delhi-110019.

Versus

1. The Chief Manager,

Container Corporation of India Ltd.

Inland Container Depot, Tughlakabad, New Delhi-110020.

2. Metcalfe & Hodgkinson Pvt. Ltd.

Flat No-412-A, Mansarovar,90, Nehru Place,
New Delhi-110019.

3. Sam Surveyors & Adjusters,

219-A, Inland Content Depot, Tughlakabad,
New Delhi-110020.

AWARD

By this composite order, I shall dispose of these six applications of U/S 2A of the Industrial Disputes Act (here in after referred as an Act) filed by the different claimants against the same respondents, because of having the common respondents and same cause of action, these cases are taken together for their illegal termination. Name and particular of their employment are given below-

List of Workmen

Sr. no.	Name	Father's Name	Post	Dates of Joining	Dates of Termination	Last Drawn Salary
1	Khilani Singh	Rohtash Singh	Data Entry Operator/Tally Clerk	06.09.2005	01.06.2018	Rs. 17,498/-
2	Navlesh Kumar	Basant Prasad Singh	Data Entry Operator/Tally Clerk	08.08.2006	01.06.2018	Rs. 17,498/-
3	Amit Srivastava	Nand Kr. Shrivastava	Data Entry Operator/Tally Clerk	09.09.2009	01.06.2018	Rs. 17,498/-
4	Yogesh Kumar	Puran Chand	Data Entry Operator/Tally Clerk	23.11.2005	01.06.2018	Rs. 17,498/-
5	Ompal Singh Gautam	Bhikkan Singh	Data Entry Operator/Tally Clerk	20.01.2003	01.06.018	Rs. 17,498/-
6	Kanheya Lal	Parmanand	Data Entry Operator/Tally Clerk	04.06.2004	01.06.2018	Rs. 17,498/-

Claims of the workmen are that they have been serving the management-1 through management-2 & 3. Management-2 & 3 are the false contractor created by management-1 in violation of contract labour (Regulation and Abolition) Act 1970. Workmen service records are clean and they have not given any complaint so far. During the services, management had obtained their signature on blank papers and have not been providing any legal facilities i.e. appointment letter, Leave Book, bonus, overtime, weekly and events holidays etc. Management got annoyed with the demands raised by the claimants had thrown them out from the service of the management. They had tried to take back their services but failed. They had sent the complaint to the labour commissioner, but, it has yielded no result. Hence, they have filed the present claims.

W.S has already been filed by the respondent-1, and he denied the relationship of employer and employee between the claimants and management-1. He has submitted that claims are liable to be dismissed. Respondent-2 & 3 have also filed the WS denying the averment made in the claim.

Today, Workman AR submits that he has no contact with the claimants since long.

In these circumstances, when the claimants have not been appearing since long, it appears that they are not interested to pursue their cases. Hence, their claims have been resulted into no disputant award. No disputant awards are accordingly passed. A copy of this award is sent to the appropriate government for notification as required under section 17 of the ID act 1947. File is consigned to record room. A copy of this award is placed in each of the file.

14th March, 2024

ATUL KUMAR GARG
Presiding Officer.
CGIT-cum- Labour Court-II