

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

I.D. No. 92/2020

Sh. Tej Singh Gurjar, S/o Sh. Bhola Ram Gurjar,
R/o- Gazipur, Kanjoli, Karauli, Todabhim, Rajasthan.

I.D. No. 56/2020

Sh. Aman, S/o Sh. Sone Lal Shah,
R/o House No-262/19, Shiv Enclave Ismailpur,
Amar Nagar, Faridabad, Haryana-121003.

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. Sam Surveyors & Adjusters,**
53, Venkatachlam Steert, Royapuram,
Chennai-600013.

AWARD

By this composite order, I shall dispose of these two 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. Claims of the workmen are that they have been serving the management-1 through management-2 at the post of surveyors at the last drawn salary of Rs. 14,676 and Rs. 14,700 per month. Management-2 is 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 on 01.06.2018 and 12.09.2019. 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 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 has also denied the averment made in the claims. Workman AR submits that he has no contract with the claimants since long.

Today, the AR of the workman submits that he has no contact with the workmen 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.

ATUL KUMAR GARG

Presiding Officer.

CGIT-cum- Labour Court-II

Date 14th March, 2024