

**BEFORE CENTRAL GOVT. INDUSTRIAL TRIBUNAL-CUM-
LABOUR COURT NO-II, NEW DELHI**

I.D. No. 64/2020

**Sh. Rabi Das, S/o Sh. Krishan Padadas,
R/o F-02 165, Khanpur Market, Madangir,
NewDelhi-110062.**

I.D. No. 67/2020

**Sh. Shailendra Kumar Srivastava,
S/o Sh. Shambhu Nath Srivastava,
R/o House No. 203-A, Gajraj Colony Partly Ward No.-13,
Village-Lakarpur, Tehsil-Faridabad, Faridabad-121009.**

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

Versus

- 1. The Chief Manager,
M/s Container Corporation of India Ltd.
Inlend Content Depot, Tughlakabad,
New Delhi-110020.**

- 2. M/s Metcalfe & Hodgkinson (P) Ltd.
Flat No.-412-A, Mansarovar,
90, Nehru Place,
New Delhi-110019.**

- 3. M/s Sam Surveyors and Adjusters,**

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

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 & 3 since 05.10.2002 at the post of Data Entry Operator/Tally Clerk the last drawn salary of Rs. 17,498/- per month. Management-2 & 3 are the false contractor created by management-1 in violation of contract labor (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 has 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. They had tried to take back their services but failed. They had sent the complaint to the labor commissioner, but, it has resulted into failure. Hence, they have filed the present claims.

W.S has been filed by the respondent-1, 2 & 3. They had denied the averment made in the claims. They have submitted that their claims are liable to be dismissed.

After completion of the pleadings, following issues have been framed vide order dated 27.02.2024 i.e.-

1. Whether the claimants' services have been terminated illegally. (OPW).
2. If the issues no.-1 answer in affirmative then what relief workmen are entitled.
3. Relief, if any.

Now, the matters are listed for workman evidence. Today, the AR of the workmen 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. Their claims stand dismissed. Award are passed accordingly. 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.

Date 16th, July, 2024

ATUL KUMAR GARG

Presiding Officer.

CGIT-cum- Labour Court-II