

**BEFORE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL – CUM –
LABOUR COURT-II, DELHI**

I.D. NO. 234/2021

**Sh. Sunny Kumar, S/o Sh. Mukti Nath,
Through- Delhi Mazdoor Sangh,
F-489, Karampura, New Delhi-110015.**

VERSUS

- 1. PMF Dak Bhawan,
Sansad Marg, New Delhi-110001.**
- 2. Sr. Superintendent (SSRM STG),
Ministry of Communication, IT Dept. of Post,
Air Mail Division, Chankyapuri, New Delhi-110021.**
- 3. BNPL SP HUB (Post Office),
H. No. 64, Basant Lok, New Delhi-110057.**

AWARD

18.11.2025

1. This is an application **U/s 2A of the Industrial Disputes Act (here in after is referred as an Act)** filed by the claimant stating that he was working with the management since September, 2016 as semi-skilled (outsourcing) by the management no. 3 and fixed the daily wage salary Rs. 592/- per day. In the month of August, 2017, he was promoted at the post of Mail Peon Pick-up for pick up mail all over NCR in Government post offices for pick up the Dak. He was performing his duty with utmost satisfaction with the management and he has unblemished and uninterrupted record of his service to his credit. During the service tenure, management has not paid Bonus, leave encashment, HR facilities and other legal benefits to him. When he demanded the same facilities, management has illegally terminated his service on 07.02.2020 without any prior notice or information which is illegal and against the principle

of natural justice. On 27.07.2020, management called him for joining the duty and he had joined the duty from 27.07.2020 to 28.07.2020, but on 29.07.2020 he was again terminated from his services and held up the salary from 07.07.2020 to 25.07.2020. He has gone to the conciliation officer, but no result was yielded. Hence, he filed the claim with the prayer that he be reinstated with full back wages.

2. Management-1, 2 & 3 has filed its WS, denying the averments made in the claim statement. They also submitted that claim of the claimant is not maintainable and liable to be dismissed.

3. After completion of the pleadings vide order dated 11.01.2023, following issues have been framed i.e.:

- (i) Whether the proceeding is maintainable.
- (ii) Whether there exist employer and employee relationship between the claimant and management no. 1.
- (iii) Whether the service of the claimant was illegally terminated by the management.
- (iv) To what relief the claimant is entitled to and from whom.

4. Now, the matter is listed for workman evidence. Neither the claimant nor his AR has been appearing since long to substantiate his claim.

5. In these circumstances, when the claimant is not interested in perusing his case, this tribunal has no option but to dismiss his claim. Hence, his claim stands dismissed. Award is passed accordingly. A copy of this award is sent to appropriate government for notification under section 17 of the I.D. Act. File is consigned to record room.

ATUL KUMAR GARG
(Presiding Officer)