

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

I.D. No. 09/2021

**Sh. Kishan Chand, S/o Sh. Jagdish,
R/o E-69, Gali No.- 10, Brahmpuri,
New Delhi-110053.**

Versus

- 1. The Chief Post Master General (CPMG),
Delhi Division, Office of the Assistant Director,
Meghdoot Bhawan, New Delhi-110001.**
- 2. The President, Delhi Sorting Division,
RMS Bhawan, Kashmere Gate, Delhi-110006.**

**AWARD
Dated-20.04.2026**

This is an application **under section 2A of the Industrial Disputes Act, 1947 (hereinafter referred to as “the Act”)** filed by the claimant. Claimant in his claim statement has stated that he was working with the managements on the post of Loader since January, 2009 and his last drawn salary was Rs. 17,200/- per month. He had been doing his work sincerely, honestly and record of the workman was well satisfactory and he did not give any chance of complaint to the managements. He further stated that managements used to take work of 12 hours per day, but did not pay any overtime wages to him. Management no. 1 neither issued any appointment letter nor provided the legal facilities of leave book, causal leave, pay slip, HRS & ESIC etc. to him. When he

demanding to provide the above said facilities, the management every time gave assurance to him that they will provide the legal facilities to him very soon, but they did not provide the same to him. On 14.06.2019, when the workman had visited at Delhi RMS, Set 3B for duty, management had asked the workman to give a bribe, but the workman had refused to fulfill his demand. Then the management quarreled with the workman and abused him and also snatched the amount of Rs. 2040/- from the workman and terminated his services illegally without any rhyme or reason and without conducting any domestic enquiry against him, which is a violation of the provision of Section 25F and 25G of the Act. He had sent a demand notice to the management, but the management neither sent any reply to the demand notice nor reinstated him on duty. Hence, he filed the present claim with the prayer that he be reinstated in services with full back wages.

W.S. has been filed by the Management no. 1 & 2. He had denied the averment made in the claim statement and submitted that the claim is liable to be dismissed.

From the pleadings of the parties, vide order dated 21.02.2023, following issues have been framed-

1. Whether the proceeding is maintainable.
2. Whether there exists employer and employee relationship between management no. 1 & 2 with the claimant.
3. Whether the services of the workman were illegally terminated by the management.
4. To what relief the claimant is entitled to and from which date?

Now, the matter is listed for workman evidence. Claimant was asked to prove his case, however, despite providing a number of opportunities, he has not turned up to prove his case.

In these circumstances, when the claimant is not interested in perusing his case, his claim stands dismissed. Award is 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.

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