

**GOVERNMENT OF INDIA
MINISTRY OF LABOUR & EMPLOYMENT,
CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL-CUM-
LABOUR COURT No-2, NEW DELHI.**

Present:

SMT. PRANITA MOHANTY,
Presiding Officer, C.G.I.T.-Cum-Labour
Court-II, New Delhi.

INDUSTRIAL DISPUTE CASE NO. 47/1995

Date of Passing Order- 9th December, 2020.

Between:

Shri Subhash Chander Tandon

...Workman/ Claimant

Versus

Syndicate Bank

Management/Respondent

ORDER

This order deals with the application dated 02.09.2020 received through mail filed by the claimant requesting appointment of a local commissioner for recording the cross examination of the claimant to be conducted by the AR for the Respondent Bank and expeditious hearing of the matter on the ground that the claimant is extremely old now staying alone in Mathura and unless some special effective measures are taken for expeditious hearing of the matter in this prevailing situation when physical hearing of the tribunal has been suspended, the claimant is likely to be deprived of enjoying the fruit of the litigation. It has also been prayed that the respondent Bank may be directed to bear the expenses of the local commissioner.

The learned AR for the Respondent bank being informed about the application filed by the claimant did not agree for the conduct of the proceeding with the assistance of the commissioner. Moreover, he did not agree to bear the cost of the commissioner to be appointed on the request of the claimant.

Be it noted that this Tribunal is not having the panel like the District Courts for appointment of local commissioners. Furthermore, the party to a proceeding requesting appointment of commissioner has to bear the cost to be incurred for that purpose. In view of the same, it is directed that the ARs for the claimant and the respondent each will suggest the names of at least two advocates out of whom one shall be requested to act the commissioner. The claimant shall deposit Rs 10,000/- within seven days from the date of the order towards tentative expenses for the purpose for taking further action in this regard. AR for both the parties be informed to furnish the names within 7 days from the date of the order. Call on 17.12.2020 for further order. The petition filed by the claimant is accordingly disposed off.

Sd/-

Presiding Officer
9th December, 2020.