THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL CUM LABOUR COURT DELHI - 1, NEW DELHI.

ID No. 108/2023

Sh. Rajbir Singh S/o Sh. Babu Ram, Through All India General Mazdoor Trade Union, 170 Bal Mukund Khand, Giri Nagar, Kalkaji, New Delhi-110019.

…Claimant

Versus

1. The Chief Manager, ICICI Bank Limited, 876/2, Main Road, Sant Nagar, Burari, New Delhi-110084.

2. M/s G.I. Group Network Security Technology Private Limited, 581/3, III Floor, Chirag Delhi, New Delhi-110017.

…Management

AWARD

1. In the present case, a reference was received from the appropriate Government vide letter No-L-12011/14/2023 (IR(B-I)) dated 06.04.2023 under clause (d) of sub-section (1) and sub-section (2A) of Section 10 of the Act, for adjudication of a dispute, terms of which are as under:

The Schedule

"Whether the demands of the All India General Mazdoor Trade Union vide their letter date 27.07.2021 regarding to grant the arrears of overtime wages for the period w.e.f. year, 2016 to year, 2019, amounts in lieu of an-availed yearly leaves and weekly offs for the period w.e.f. year, 2016 to year, 2019, of Sh. Rajbir Singh S/o Sh. Babu Ram is legal proper and justified? If yes, what relief Sh. Rajbir Singh is entitled to and what other directions, if any, are necessary in this matter?"

2. In the reference order, the appropriate Government commanded the parties raising the dispute to file statement of claim, complete with relevant documents, list of reliance and witnesses with this Tribunal within 15 days of receipt of the reference order and to forward a copy of such statement of claim to the opposite parties involved in the dispute. Despite directions so given, Claimant union opted not to file the claim statement with the Tribunal.

3. On receipt of the above reference, notice was sent to the workman as well as the managements. Neither the postal article sent to the claimant, referred above, was received back nor was it observed by the Tribunal that postal services remained unserved in the period, referred above. Therefore, every presumption lies in favor of the fact that the above notice was served upon the claimant. Despite service of the notice, claimant opted to abstain away from the proceedings. No claim statement was filed on his behalf. Thus, it is clear that the workman is not interested in adjudication of the reference on merits.

4. Since the workman has neither put in his appearance nor he led any evidence so as to prove his cause against the management, this Tribunal is left with no choice, except to pass a 'No Dispute/Claim' award. Let this award be sent to the appropriate Government, as required under Section 17 of the Industrial Disputes Act, 1947, for publication.

Date: 29.09.2025

ATUL KUMAR GARG
Presiding Officer
CGIT – cum – Labour Court – I