

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

ID No.165/2016

Mohd. Shakir Hussain S/o Late Abdul Rahim
R/o B-4/365, Paryatan Vihar,
New Delhi-110096

Workman...

Versus

1. M/s New Hitech Electrical Government Contractor,
Through its CEO/Authorized Person,
At 284, DDA Market, under Defence Colony Flyover,
Near Jangpura Extn., Metro Station,
New Delhi-110024

Also at:-

33, Prime Minister Society,
B-Block, Vikas Puri,
New Delhi-110018

2. The C.M.D., I.R.D.C.,
6th Floor, Scope Building,
CGO Complex, Lodhi Road,
New Delhi.
3. General Manager,
Ashok Hotel,
50-B, Chanakya Puri,
New Delhi-110021

Management...

AWARD

1. This is an application Under Section 2A of the I.D. Act whereby, the applicant made prayer that his termination from the service on 16.01.2018 by the management which be declare illegal and unjustified and he be reinstated with full

back wages, it is the case of the applicant/workman that he has been working with the management. He has not been provided any legal facilities. He was illegally terminated from his service on 16.01.2018 without any rhyme or reason and without conducted any domestic enquiry by the management. He has initiated the conciliation proceeding but, no result. Hence, he had filed the present claim petition.

2. 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.

3. 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.

Justice Vikas Kunvar Srivastava
Retired Judge, Allahabad High Court
Presiding Officer

Date: 10.09.2024