

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

ID No.45/2023

Sh. Vijay Singh S/o Sh. Ram Sahai, Rept. General Secretary, All India Central PWD(MRM) Karamchari Sangathan (Regd.) H.No. 4823, Gali No. 13, Balbir Nagar Extension, shahdra, Delhi-110032.

...Claimant

Versus

1. The Director General, CPWD, Nirman Bhawan, New Delhi-110001.
2. The Executive Engineer, P Division, CPWD Andrews Ganj, New Delhi-110049.

...Management

AWARD

1. In the present case, a reference was received from the appropriate Government vide letter No-L-42011/141/2022 (IR(DU)) dated 16.01.2023 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 demands of Shri Vijay Singh S/o Shri Ram Sahai through All India Central P.W.D. (MRM) Karamchari Sangathan (Regd.), Delhi vide letter dated 19.07.2019 to the management of CPWD, Nirman Bhawan, New Delhi and other for regularization of his services from the date 24.09.1992, counting of 50% service of muster roll period for the purpose of pensionary benefits, ACP/MACP benefits, promotion w.e.f. the date of availability of vacant post or date of promotion of junior workmen to the post of Plumber, are proper, legal and justified? If yes, to what reliefs are the disputant entitled and what directions, if any, are necessary in the 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: 12.11.2025

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