

ORDER SHEET

CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL – Cum – LABOUR COURT,
JABALPUR (M.P.)

Date of Order of Proceeding	Order Or Proceeding with Signature of Presiding Officer	Remark
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Case No. CGIT/LC/M/09/2022

Pradeep Kumar Shrivastava V/S S.B.I. & M/s. Bakshi Security

19.09.2024	<p>Matter taken up.</p> <p>Learned Advocate Shri Ashok Kumar Shrivastava present for applicant workman.</p> <p>Learned Advocate Shri Praveen Yadav present for management of SBI and Shri Dhananjay Shrivastava is present for M/s. Bakshi Security Services.</p> <p>Heard argument of both the sides submitted by respective learned Counsel. Gone through the record.</p> <p>Facts connected are that the applicant workman filed application with affidavit seeking relief of setting aside of Award dated 24.11.2021 passed by this Tribunal in the case R/80/2019. The case of applicant workman is that the Award was passed against him in his absence. He never received any notice with respect to the reference, hence interest of justice requires that after setting aside the Award the reference be decided on merits.</p> <p>The case of management is mainly that the reference was registered by this Tribunal after it was received from appropriate Government and notices were sent to the workman which were duly served on him. The workman never cared to appear in the case. The copy of Award was also sent by this</p>	
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	<p>Tribunal after it was published. The Award was passed on 24.11.2021 whereas the present petition has been filed on 03.11.2022 i.e., beyond limitation for which there is no reason stated in the petition or affidavit. Hence, according to management, the petition deserves to be dismissed.</p> <p>Admittedly, the Award was passed on 24.11.2021 after publication of Award, a copy of Award was sent to the parties as per rules. The petition for restoration does not disclose the date when the copy of Award was received by the petitioner or when did he come to know about the Award. The petition is beyond the period of limitation and there is no ground at all taken for condonation. Hence, the petition deserves to be dismissed and is dismissed accordingly.</p> <p>Upload the order.</p> <p style="text-align: right;">Presiding Officer</p>	