

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/RC/74/2011

Neelkanth Sinha V/S. S.E.C.L.

19.09.2024	<p>Matter taken up.</p> <p>None present for workman.</p> <p>Advocate Shri Neeraj Kewat present for management.</p> <p>Management witness Lalit Kumar Kaurav present, files and proves 14 inquiry papers as per list. Taken on record. None to cross examine management witness, hence opportunity of his cross examination is closed.</p> <p>The inquiry documents filed today and proved are marked Ex. M/ to M/ .</p> <p>Heard argument of learned Counsel for management on preliminary issue which is as follows :-</p> <p><i>Whether the departmental inquiry conducted against workman is legal and proper ?</i></p> <p>The initial burden to prove this issue is on workman. In absence of any evidence from the side of workman, he is held to have failed in discharging his this burden. I have gone through the inquiry papers. There is no substantial or procedural irregularity or illegality in the inquiry. Hence, holding the departmental inquiry legal and proper,</p>	
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	<p>preliminary issue is answered accordingly.</p> <p>Following additional issues are framed :-</p> <ol style="list-style-type: none">1. <i>Whether the charges are proved from the evidence in inquiry ?</i>2. <i>Whether, the punishment is proportionate to the charge proved ?</i> <p>Parties are at liberty to file evidence on additional issues, till date fixed.</p> <p>List on _____ for hearing on additional issues/final arguments.</p> <p>Upload the order.</p> <p style="text-align: right;">Presiding Officer</p>	