

**BEFORE THE CENTRAL GOVT. INDUSTRIAL TRIBUNAL -CUM- LABOUR COURT,  
ASANSOL.**

**PRESENT:** Shri Ananda Kumar Mukherjee,  
Presiding Officer,  
C.G.I.T-cum-L.C., Asansol.

**REFERENCE CASE NO. 01 OF 2020**

**PARTIES:** Biru Bhuiya.  
**Vs.**  
Management of Khottadih Colliery of M/s. ECL.

**REPRESENTATIVES:**

For the Union/Workman: Mr. Budhan Keshri, learned advocate.

For the Management: Mr. Mani Padma Banerjee, learned advocate.

**INDUSTRY:** Coal.

**STATE:** West Bengal.

**Dated:** 23.03.2023

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**A W A R D**

In exercise of powers conferred under clause (d) of Sub-section (1) and Sub-section (2A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), Govt. of India through the Ministry of Labour, vide its Order **No. L-22012/104/2019-IR(CM-II)** dated 07.01.2020 has been pleased to refer the following dispute between the employer, that is the Management of Khottadih Colliery of M/s. Eastern Coalfields Limited and their workman for adjudication by this Tribunal.

**THE SCHEDULE**

*“ Whether the action of the Management delaying the matter and not processing the compassionate employment to Shri Biru Bhuiya S/o Late Kesho Bhuia, Ex-Haulage operator of Khottadih Colliery of ECL is proper, Legal and justified? If not, what relief Shri Biru Bhuiya and legal heirs of late Kesho Bhuia is entitled to? ”*

**1.** On receiving Order **No. L-22012/104/2019-IR(CM-II)** dated 07.01.2020 from the Govt. of India, Ministry of Labour, New Delhi for adjudication of the dispute, a **Reference case No. 01 of 2020** was registered on 15.01.2020 and an order was passed issuing notice to the parties through registered post, directing them to appear and submit their written statements along with relevant documents in support of their claims and a list of witnesses. Both parties appeared before the Tribunal through their authorized representatives.

**2.** Mr. Mani Padma Banerjee, learned advocate appeared for the Management of Khottadih Colliery. Mr. Budhan Keshri, learned advocate for the petitioner, Biru Bhuiya filed Vokatnama as well as an application stating that the petitioner does not intend to proceed with this case. Copy of application is served upon the Management. Heard learned advocate.

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3. Biru Bhuiya, the petitioner appeared and admitted that he does not want to proceed and the Industrial Dispute may be disposed of. No written statement has been filed by the workman. It appears to me that the workman is not inclined to proceed further with this case. Under such circumstance the Reference case is disposed of in the form of **No Dispute Award**.

Hence,

**ORDERED**

that a **No Dispute Award** be drawn up in respect of the above Reference. Let copies of the Award in duplicate be sent to the Ministry of Labour and Employment, Government of India, New Delhi for information and Notification.

**(ANANDA KUMAR MUKHERJEE)**  
Presiding Officer,  
C.G.I.T.-cum-L.C., Asansol.