

**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. 33 OF 2019

PARTIES: Niren Chandra Das
Vs.
Management of Central Kajora Colliery of ECL

REPRESENTATIVES:

For the Union/Workman: Mr. Milan Kumar Bandyopadhyay, Adv.
For the Management of ECL: Mr. Sayantan Mukherjee, Adv.

INDUSTRY: Coal
STATE: West Bengal.
Dated: 20.02.2024

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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), the Government of India through the Ministry of Labour, vide its Order **No. L-22012/75/2019-IR(CM-II)** dated 04.09.2019 has been pleased to refer the following dispute between the employer, that is the Management of Central Kajora Colliery under Kajora Area of Eastern Coalfields Limited and their workman for adjudication by this Tribunal.

THE SCHEDULE

“ Whether the action of the management of Central Kajora Colliery of Eastern Coalfields Ltd. by not regularizing Sri Niren Chandra Das, Surface Trammer as Fan Operator is justified or not. If not, what relief the workman is entitled to? ”

1. On receiving Order **No. L-22012/75/2019-IR(CM-II)** dated 04.09.2019 from the Government of India, Ministry of Labour, New Delhi for adjudication of the dispute, a **Reference case No. 33 of 2019** was registered on 18.09.2019 and an order was passed for 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.

2. Niren Chandra Das, aggrieved workman has appeared in person and filed an affidavit stating that he is not interested in proceeding further with this case and the same may be disposed of in the form of No Dispute. Mr. Milan Kumar Bandyopadhyay, learned advocate for the workman is present. Mr. Sayantan Mukherjee, learned advocate appeared for the Management of Central Kajora Colliery of Eastern Coalfields Limited by filing fresh Vokatnama. The case is fixed up today for filing additional written statement and evidence.

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3. Both, the workman and Management filed their written statements on 28.11.2022. Workman witness was examined on 08.05.2023 and the management's witness was examined in part on 06.09.2023. At this stage the aggrieved workman filed an affidavit informing that he is not interested to proceed further with this case. Considered the submissions made by the advocates from both sides as well as by the workman. In view of such submission, I find no reason to proceed further. The Industrial Dispute is accordingly dismissed for non-prosecution. Let a No Dispute Award be drawn up.

Hence,

ORDERED

that a No Dispute Award be drawn up in respect of the above Reference case. 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.

Sd/-

(ANANDA KUMAR MUKHERJEE)

Presiding Officer,
C.G.I.T.-cum-L.C., Asansol.