

**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. 34 OF 2012

PARTIES: Paresh Bouri
Vs.
Management of Begunia Project of BCCL

REPRESENTATIVES:

For the Union/Workman: Mr. S. K. Singh, Area Secretary, Janta Mazdoor Sangh.

For the Management of BCCL: Mr. P. K. Das, Adv.

INDUSTRY: Coal.

STATE: West Bengal.

Dated: 03.11.2023

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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), the Government of India through the Ministry of Labour, vide its Order **No. L-22012/169/2012-IR(CM-II)** dated 12.09.2012 has been pleased to refer the following dispute between the employer, that is the Management of Begunia Project under Chanch Victoria Area – XII of Bharat Coking Coal Limited and their workman for adjudication by this Tribunal.

THE SCHEDULE

“ Whether the action of the management of Begunia Project of M/s B.C.C.Ltd to dismiss from service to Sri Paresh Bouri on ground of only absenteeism is fair and justified? To what relief the management can provide to him? ”

1. On receiving Order **No. L-22012/169/2012-IR(CM-II)** dated 12.09.2012 from the Government of India, Ministry of Labour, New Delhi for adjudication of the dispute, a **Reference case No. 34 of 2012** was registered on 25.09.2012 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. Mr. P. K. Das, learned advocate for the management of Bharat Coking Coal Limited is present. For the ends of justice, the case is fixed up today for evidence of workman witness, Paresh Bouri. On repeated calls at 12.05 pm none appeared for Paresh Bouri. Union representative has not taken any step. On previous occasion i.e. 07.06.2023 workman had appeared after Notice but he is found absent today without steps.

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3. I find that the dismissed workman is disinclined to pursue the case and is unable to adduce evidence even after a passage of eleven years. The Industrial Dispute is accordingly disposed of in the form of a **No Dispute Award**.

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.

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