

**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. 56 OF 2022

PARTIES: Badal Routh
(dependant brother of Late Uttam Routh)
Vs.
Management of Chora 10 Pit Colliery, ECL

REPRESENTATIVES:

For the Union/Workman: Mr. Basudev Choudhury, Advocate.

For the Management of ECL: Mr. P. K. Das, Advocate.

INDUSTRY: Coal

STATE: West Bengal.

Dated: 09.04.2025

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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-22012/100/2022-IR(CM-II)** dated 02.12.2022 has been pleased to refer the following dispute between the employer, that is the Management of Chora 10 Pit Colliery under Kenda Area of Eastern Coalfields Limited and their workman for adjudication by this Tribunal.

THE SCHEDULE

“ Whether the action of the management of Chora 10 Pit Colliery, Kenda Area, M/s. E.C.Ltd. not provided employment to Sri Badal Routh brother of Late Uttam Routh, Ex-General Mazdoor, Chora 10 Pit Colliery, Kenda Area, M/s. E.C.Ltd. is justified or not? If not, what relief the workman is entitled to? ”

1. On receiving Order **No. L-22012/100/2022-IR(CM-II)** dated 02.12.2022 from the Government of India, Ministry of Labour, New Delhi for adjudication of the dispute, a Reference case was registered on 08.12.2022 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.

2. Mr. P.K. Das, learned advocate for the management of Eastern Coalfields Limited has appeared and filed a petition stating therein that the management of Eastern Coalfields Limited has provided employment to Badal Routh, brother of Late Uttam Routh by issuing a letter of appointment bearing No. ECL/Ken/P&IR/Appt./93/42 dated 26.08.2024. Copy of appointment letter is enclosed with the application. It is stated that as the claim for compassionate employment has already been satisfied and the union is not taking any steps in this case.

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3. Management filed their written statement on 17.04.2023 and Badal Routh filed his written statement on 22.05.2023. The case was thereafter fixed for evidence of workman witness. On 05.09.2023, workman witness was examined in part. The case was then fixed for further evidence of workman witness. On call at 12.40 PM, none appeared for Badal Routh. No union representative is present.

4. Initially management stated in their written statement that screening and Initial Medical Examination of the concerned person has been held and the file is pending for final approval of the Eastern Coalfields Limited at their Headquarters and the Industrial Dispute raised before this Tribunal may be dropped. Perused the appointment letter bearing No. ECL/Ken/P&IR/Appt./93/42 dated 26.08.2024 addressed to Badal Routh which reveals that appointment has been offered to him as “Time Rated Trainee (Underground)” for a period of six months. In his application, learned advocate for management stated that the concerned person has already joined his place of posting on 03.09.2024. Considered the same. It appears to me that the purpose of raising this Industrial Dispute has been satisfied and no dispute exists between the parties over the compassionate employment. The reference case is therefore dismissed in the form of No Dispute. Let a No Dispute Award be drawn up.

Hence,

ORDERED

that a No Dispute Award be drawn up in 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.