

**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. 62 OF 2022

PARTIES: Sankha Ranjan Dhar
Vs.
Management of Jhanjra Project Colliery 1 & 2 Incline of ECL

REPRESENTATIVES:

For the Union/Workman: None.
For the Management of ECL: Mr. P. K. Das, Adv.

INDUSTRY: Coal.

STATE: West Bengal.

Dated: 20.09.2023

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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-22012/110/2022-IR(CM-II)** dated 22.12.2022 has been pleased to refer the following dispute between the employer, that is the Management of Jhanjra Project Colliery 1 & 2 Incline under Jhanjra Area of Eastern Coalfields Limited and their workman for adjudication by this Tribunal.

THE SCHEDULE

“ Whether the action of the management of Jhanjra Project Colliery 1 & 2 Incline, Jhanjra Area, M/s. E. C. Ltd. in not fixation the pay properly in the regularized post of Mining Sirdar -cum- Shot Firer to Sri Sankha Ranjan Dhar is fair, legal and justified? If not, what relief the workman concerned is entitled to? ”

1. On receiving Order **No. L-22012/110/2022-IR(CM-II)** dated 22.12.2022 from the Government of India, Ministry of Labour, New Delhi for adjudication of the dispute, a **Reference case No. 62 of 2022** was registered on 26.12.2022 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.

2. Mr. P. K. Das, learned advocate for Eastern Coalfields Limited is present. On repeated calls at 1.15 pm, Sankha Ranjan Dhar, aggrieved workman is not found present despite issuance of Notice at his permanent address at Vill- Katwa, Baro Bazar, Po- Katwa, PS- Katwa, Dist- Purba Bardhaman. The General Secretary, Colliery Mazdoor Congress (HMS) is a noticee in this case and he has failed to appear.

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3. After providing sufficient opportunities to the workman, he has not come forward to pursue his case. Under such circumstance, the Industrial Dispute referred for adjudication is dismissed in the form of **a 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.