

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL NO.2,
MUMBAI**

PRESENT

M. V. Deshpande
Presiding Officer

REFERENCE NO.CGIT-2/22 of 2017

**EMPLOYERS IN RELATION TO THE MANAGEMENT OF
BANK OF BARODA, BARODA CORPORATE CENTRE**

The General Manager,
Bank of Baroda, Baroda Corporate Centre,
Bandra Kurla Complex,
Mumbai – 400 051.

AND

THEIR WORKMEN.

The General Secretary,
Bank of Baroda Karmachari Sena,
10/12, Bank of Baroda Building [MMO],
Mezzanine Floor, Mumbai Samachar Marg,
Mumbai – 400 001.

APPEARANCES:

FOR THE EMPLOYER : Mr. L.L. D'souza
Representative

FOR THE WORKMEN : Mr. A.K. Menon
Advocate

Mumbai, dated the 16th January, 2020.

AWARD

1. This is reference made by the Central Government in exercise of powers under clause (d) of sub-section (1) and sub-section (2A) of Section 10 of the Industrial Disputes Act, 1947 vide Government of India, Ministry of Labour &

Employment, New Delhi vide its order No. L-12011/14/2017 – IR (B-II) dated 15.05.2017. The terms of reference given in the schedule are as follows :

“Whether the demand of the Bank of Baroda Karamchari Sena for passing 33% failed graduate sub staff in the interview held in October, 2015 for promotion to the Clerical Cadre in alleged violation of clause No. 8.1 of the Settlement dated 27.09.2012, is just and proper ? If so, what relief to the workmen are entitled to ?

2. After the receipt of the reference, both the parties were served with the notices.

3. On going through the Roznama, it appears that the second party union is absent since long and after filing statement of claim, the matter was kept for filing written statement. It was brought to the notice that it was necessary to correct the reference since schedule of reference is in respect of the demand of the Bank of Baroda Karamchari Sena for passing 33% failed graduate sub staff in the interview held in October, 2015 for promotion to the Clerical Cadre in alleged violation of clause No. 8.1 of the Settlement dated 27.09.2012 or not. In para – 2 of the statement of claim filed by the union it has been stated that no interviews were held in Oct. '15 for promotion to the clerical cadre and the schedule of reference has been erroneously drafted.

3. In view of that the reference was kept for correction of schedule of reference but no any correction is made to the schedule of reference.

4. No one is appearing on behalf of the union for taking steps. So for want of evidence due to inaction on the part of union the reference is liable to be rejected. Hence order.

ORDER

Reference is rejected for want of evidence due to inaction on the part of union for taking steps in respect of correction of schedule of reference.

Sd/-

Date: 16.01.2020

(M.V. Deshpande)
Presiding Officer
CGIT-2, Mumbai