

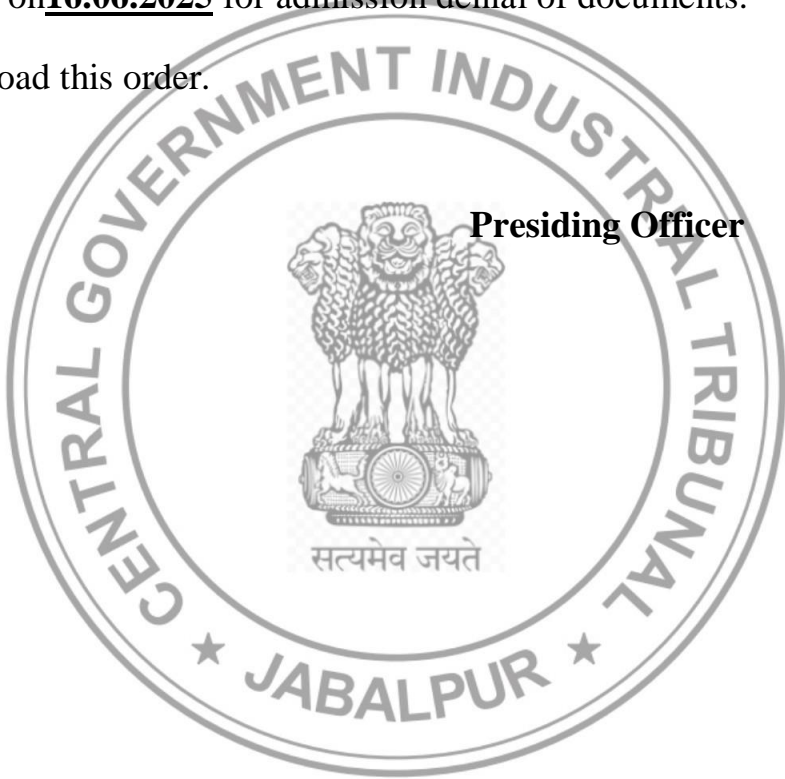
ORDER SHEET

CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL – Cum – LABOUR COURT,
JABALPUR (M.P.)

Date of Order of Proceeding	Order Or Proceeding with Signature of Presiding Officer	Remark
Case No. CGIT/LC/RC/12/2022 Jeevan Lal Aadiwasi V/S. Prism Jonson Limited		
21.04.2025	<p>Matter taken up.</p> <p>Learned Counsel Mr. K.B.Singh Present for Workman. Mr. Kuldeep Bhargav present for Management.He presses his application to reject this reference on the ground of maintainability in the light of facts that the same dispute is pending adjudication between the parties, before State Labour Court at Satna, hence is not maintainable before this Tribunal. Workman side has put up a case and has filed an affidavit that, the case before Labour Court at Satna was in fact not filed by him. He has not authorized the Union to file his case before the Labour Court at Satna. He has nothing to do with that case and in fact, he has come to know with case when this point has been raised by Management before this Tribunal.</p> <p>Learned Counsel for Management has filed a Written Reply today, in which it has been stated that the case with respect to same dispute between the parties, is the pending before Labour Court at Satna, and the Workman is a party to the case, is not disputed. The Workman also does not dispute that he is member of the Union which has filed the case. Hence, he can't take a plea that he has not filed that case in Satna Labour Court.</p> <p>Learned Counsel for Workman submits that, the copy of petition filed by the Workman Union before Labour Court at Satna, goes to show that it contains name of as many as 18 workmen, including the present Workman and the case has been field by the Union on behalf of these Workmen. He further submits that, only the name of the present Workman is present in the present petition before Labour Court at Satna, his parentage and other details were not mentioned and there is nothing on record to show that he had authorized the Workman Union to raise a dispute on his behalf or to file a case on his behalf.</p> <p>On perusal of record in the light of rival arguments, it comes out that the petition before Labour Court at Satna contains the name of the present Workman, without disclosing his parity and other details. There is nothing on record to show that, the present Workman had</p>	

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	<p>authorized the Workman Union to raise a dispute on his behalf. He has denied having authorized the Union to file the Case before Labour Court at Satna, on his behalf. In these circumstances, the petition filed here before this Tribunal can not be held to be not maintainable on this ground. The present Workman is always at liberty to move an application before Labour Court at Satna stating that he has not filed the case nor has authorized the Union to file the case on his behalf .Accordingly, the preliminary objection of management regarding maintainability of the petition are rejected. Management has filed their written statement.</p> <p>List on<u>16.06.2025</u> for admission denial of documents.</p> <p>Upload this order.</p> <div><div>Presiding Officer</div></div>	