

4851/2019

Government of West Bengal  
Labour Department, I. R . Branch

N.S. Buildings, 12<sup>th</sup> Floor, 1, K.S. Roy Road, Kolkata - 700001

No. Labr/ 401. / (LC-IR)/IR/11L-28/18

Date : .22-4-19

**ORDER**

WHEREAS an industrial dispute existed between Mrs. Malabika Dutta, W/o. Sri Babu Lal Dutta, registered owner of Bus No. WB - 71/7066, Rabindra Sarani, Dakshin Bharat Nagar, P.O. Siliguri Town, Dist. Darjeeling and the applicant Sri Dulal Bishnu, S/o. Late K. I Bishnu, Tumul Para, Ward No. IV, P.O. Siliguri, Dist. Darjeeling being a matter to the Industrial Dispute Act, 1947 (14 of 1947);

AND WHEREAS the workman has filed an application to the Judge, Sixth Industrial Tribunal, Jalpaiguri;

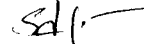
AND WHEREAS the Judge of the said Sixth Industrial Tribunal, Jalpaiguri, has submitted to the State Government its award on the said Industrial Dispute.

NOW, THEREFORE, in pursuance of the provisions of Section 17 of the Industrial Dispute Act, 1947 (14 of 1947), the Governor is pleased hereby to publish the said award as shown in the Annexure hereto.

**ANNEXURE**

(Attached herewith)

By order of the Governor,



Deputy Secretary

to the Government of West Bengal

No. Labr/401/1(5)/11L-10

Date : .22-4-19

Copy, with a copy of the Award, forwarded for information and necessary action to :

1. Mrs. Malabika Dutta, W/o. Sri Babu Lal Dutta, registered owner of Bus No. WB 71/7066, Rabindra Sarani, Dakshin Bharat Nagar, P.O. Siliguri Town, Dist. Darjeeling.
2. Sri Bikash Das, S/o Late Nalini Kanta Das, Binnaguri Tea Estate, P.O. - Binnaguri Dist. - Jalpaiguri.
3. The Assistant Labour Commissioner, W.B. In-Charge, Labour Gazette.
4. The Labour Commissioner, W.B. New Secretariate Buildings, 1, K. S. Roy Road, 11<sup>th</sup> Floor, Kolkata- 700001.
- ✓ 5. The O.S.D., IT Cell, Labour Department, with the request to post the Award in the Department's website.

  
Deputy Secretary

Date : .22-4-19

No. Labr/401/2(1)/11L-10

Copy forwarded for information to :

1. The Judge, Sixth Industrial Tribunal, Jalpaiguri, West Bengal with reference to his Memo No. 22/I.T. (J) dated 18.02.2019.
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata 700001.

Deputy Secretary

Before the Judge, Sixth Industrial Tribunal  
North Bengal Region at Jalpaiguri  
Nawab Bari Judicial Complex  
Jalpaiguri.

Case No. VIII-14/2008 (VI)

Present: Sri B. N. Bhaduri, Judge,  
Sixth Industrial Tribunal, North Bengal Region at Jalpaiguri  
Nawab Bari Judicial Complex, Jalpaiguri.

Sri Dulal Bishnu S/o Late K.L. Bishnu  
Resident of Tumul Para, Ward No.IV,  
P.O. Siliguri, Dist. Darjeeling.

.....The Applicant

-VS-

Mrs. Malabika Dutta W/o Sri Babu Lal Dutta  
Registered owner of Bus No. WB-71/7066,  
Resident of Rabindra Sarani,  
Dakshin Bharat Nagar, P.O. Siliguri Town,  
Dist. Darjeeling.

.....The Opposite Party.

Order No.41 dt. 12/02/2019

Today is fixed for hearing as a last chance. The employee and the employer have not taken any steps today. Today also none appeared on repeated calls.

On careful perusal of the record it is found that the workman, Sri Dulal Bishnu, filed this case directly to this Tribunal for setting aside the order of dismissal. Accordingly, the case was started and notices were issued in Form No.D2 fixing 31/10/2008 for SR, appearance and for further order. It is found that notices were served and both the parties appeared. Since last few dates no step has been taken by the employee and the employer. Therefore, it is clear that the petitioner has no interest in the further proceeding of this case and there is also no reasonable ground to keep this case pending any more.

Under such circumstances, I have no other alternative but to hold that the Industrial Disputes raised in between the parties to this case is no longer in existence and accordingly the case is to be disposed of as per provision of Rule-22 of the West Bengal Industrial Disputes Rules, 1958. Hence it is

ORDERED

That this Industrial Dispute between the parties to this case is no longer in existence and accordingly no award is passed. The case is disposed of accordingly.

Copy of this "No Dispute Award " be sent to the Assistant Secretary, Labour Department, I.R. Branch, Govt. of West Bengal, New Secretariat Buildings, Block-A, 12<sup>th</sup> Floor, 1, K. S. Ray Road, Kolkata-700001, for his information with a request to publish the same in the Calcutta Gazette within 30 days from the date of its receipt.

*sdh* ( Baidya Nath Bhaduri )  
Judge,  
Sixth Industrial Tribunal  
Jalpaiguri.

*sdh* ( Baidya Nath Bhalduri )  
Judge,  
Sixth Industrial Tribunal  
Jalpaiguri.

*True copy*  
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JUDGE  
Sixth Industrial Tribunal  
Jalpaiguri