

I/125968/2021

**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./...../(LC-IR) <sup>675</sup>Date : ..... <sup>15-03-2021</sup>**ORDER**

WHEREAS an industrial dispute existed between the employee Sk. Attar Ali, Vill+ P.O. - Purba Shrikrishnapur, Purba Mednipur-721635 and the employer (i) M/s. Abdul Goni, Vill-Pana , P.O.- Doro Joynagar, Haldia, Purba Mednipur-721635 and (ii) M/s. West Bengal Waste Management Ltd. Vill+ P.O. - Purba Shrikrishnapur, Purba Mednipur-721635 regarding the issues, being a matter specified in the third schedule to the Industrial Dispute Act, 1947 (14 of 1947);

AND WHEREAS the workman has filed an application under section 10(1B)(d) of the Industrial Dispute Act, 1947 (14of 1947) to the Judge,First Labour Court specified for this purpose under this Deptt.'s Notification No. 1085-IR/12L-9/95 dated 25.07.1997.

AND WHEREAS, the Judge of the said First Labour Court heard the parties under section 10(1B)(d) of the I.D. Act, 1947 (14of 1947);

AND WHEREAS the said Judge, First Labour Court has submitted to the State Government its Award under section 10(1B)(d) of the I.D. Act, 1947 (14of 1947) on the said Industrial Dispute.

Now, THEREFORE, in pursuance of the provisions of Section 17 of the Industrial Dispute Act, 1947 (14of 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

~~AA (IT Cell)~~  
 PQ Sube n-c  
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A-shit  
 Pl. Post exp.  
 13/4/21

I/125968/2021

: 2 :

No. Labr/675/1(3)/(LC-IR)Date 15-03-2021

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

1. The Asstt. Labour Commissioner, W.B. In-Charge, Labour Gazette.
2. The Labour Commissioner, W.B., New Secretariat Buildings, (11<sup>th</sup> Floor), 1, Kiran Sankar Roy Road, Kolkata - 700001.
- ✓ 3. The O.S.D., IT Cell, Labour Department, with the request to cast the Award in the Department's website.



Deputy Secretary

No. Labr/675/2(2)/(LC-IR)Date 15-03-2021

Copy forwarded for information to :-

1. The Judge, First Labour Court with respect to his Memo No. 199-LT dated 11/02/2021.
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata - 700001.

Deputy Secretary

In the matter of an application under Section 10(1B)(d) of the Industrial Disputes Act, 1947 filed by Sk. Atter Ali of Village & P.O. – Purba Shrikrishnapur, Purba Medinipur – 721635 being the applicant against M/s. Abdul Goni of Village – Pana, P.O. Doro Joynagar, Haldia, Purba Medinipur – 721635 and M/s. West Bengal Waste Management Ltd. of Village & P.O. – Purba Shrikrishnapur, Purba Medinipur – 721635 being the Opposite Parties.

Case No. Comp. 04 of 2017 under section 10(1B)(d) of the Industrial Disputes Act, 1947.

Present: Mr. Tito Rob, Judge  
First Labour Court,  
Kolkata

Date: 13<sup>th</sup> February, 2020

**AWARD**

Today is fixed for evidence to be adduced by the applicant. The applicant –Workman has taken out an application today alongwith a put-up petition praying for dismissing the case on ground of non-prosecution. The principal application is supported by verification. Copy served upon the opposite parties. Perused the petition. Hd. the Ld. Advocates for the respective parties. Noted the contents made therein. The applicant-Workman, Sk. Atter Ali, is examined and cross-examined on the aforesaid petition as P.W.-1. P.W.-1 has categorically stated in his evidence that he is not inclined to proceed with this case. He has stated further that he has already joined the O.P. No. 1 concern and he is working at the site of O.P. No. 2. He has no grievances and claim against the opposite parties as claimed by him in Case No. 04 of 2017 under Section 10(1B)(d) of the Industrial Disputes Act, 1947. In course of his cross-examination he has stated that there is no coercion or pressure upon him to withdraw the case and he is not proceeding with this case voluntarily.

Hence, it is

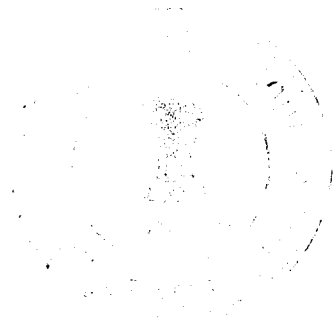
**ORDERED**

that the instant case under section 10(1B)(d) of the Industrial Disputes Act, 1947 be and the same stands dismissed for non-prosecution. No order as to cost is passed.

Let a copy of this order be sent to the concerned department of Government of West Bengal.

Dictated & corrected by me

Sd/ —  
Judge



Sd/ —  
(Tito Rob)  
Judge  
1<sup>st</sup> L.C. & In-charge of  
Second Labour Court,  
Kolkata  
13.02.2020