

I/61272/2019

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./848/(LC-IR)/11L-28/18

Date : ..12/09/19

**ORDER**

WHEREAS an industrial dispute existed between M/s Atal Tea Estate, P.O. Hatighisha, Dist. Darjeeling and their workmen Sri Dilip Tanty, Sri Ashok Tanty, Sri Baldeo Oraon, Sri Ganesh Lal Oraon represented by Darjeeling Cha Bagan Workers Union (Registered No. 7715), P.O. Bagdogra, 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 ;

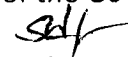
AND WHEREAS the said Judge, Sixth Industrial Tribunal, Jalpaiguri has submitted to the State Government its Award on the said Industrial Dispute ;

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

Date : ....12/09/19...

No. Labr./848/1(S)/(LC-IR)

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

1. M/s Atal Tea Estate, P.O. Hatighisha, Dist. Darjeeling.
2. Sri Dilip Tanty, Sri Ashok Tanty, Sri Baldeo Oraon, Sri Ganesh Lal Oraon represented by Darjeeling Cha Bagan Workers Union (Registered No. 7715), P.O. Bagdogra, Dist. Darjeeling.
3. The Asstt. Labour Commissioner, W.B. In-Charge, Labour Gazette.
4. The Labour Commissioner, W.B., New Secretariat Buildings, (11<sup>th</sup> Floor), 1, Kiran Sankar Roy Road, Kolkata - 700001.
- ✓ 5. The O.S.D., IT Cell, Labour Department, with the request to cast the Award in the Department's website.

  
Deputy Secretary

No. Labr./848/2(2)/(LC-IR)

Date : ..12/09/19.

Copy forwarded for information to :-

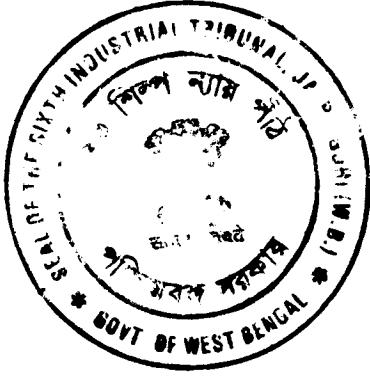
1. The Judge, Sixth Industrial Tribunal, Jalpaiguri, with respect to his Memo No. 73/J.T.(J) dated 01.08.2019.
2. The Joint Labour Commissioner (Statistics), West Bengal, 6, Church Lane, Kolkata - 700001.

Deputy Secretary

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

Case No. VIII-10/1996 (VI)

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



M/s. Atal Tea Estate, P.O. Hatighisha,  
Dist. Darjeeling.  
.....Employer.

-VS-

Their Workmen :

1. Sri Dilip Tanty,
2. Sri Ashok Tanty,
3. Sri Baldeo Oraon,
4. Sro Ganesh Lal Oraon,

Represented by Darjeeling Cha Bagan Workers  
Union ( Registered No.7715), P.O. Bagdogra,  
Dist. Darjeeling.

Order No. 159 dt. 26/07/2019

Today is fixed for passing necessary order. The employee and the employer have not taken any steps today. None appeared on repeated calls.

On careful perusal of the record it is found that a copy of Order No. 1843-I.R./IR/9L-7/96 dated 17/10/1996 of the Govt. of West Bengal, Labour Department, Kolkata, was received on 14.11.1996. Accordingly, the case was started and notices were issued in Form No. D2 fixing 03/12/1996 for SR, appearance and for further order. It is found that notices were served and both the parties appeared. Since last few dates ~~and~~ no step has been taken by the employee and 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.

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

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

*True Copy*  
*Amendment*  
*26/07/2019*  
*26/07/2019*