

/61286/2019

Government of West Bengal
Labour Department, I. R. Branch
N.S. Buildings, 12th Floor
1, K.S. Roy Road, Kolkata - 700001

No. Labr./ 850/(LC-IR)/22015/19/2019

Date : ... 12-09-2019

ORDER

WHEREAS an industrial dispute existed between M/s Malnady Tea Estate, a tea garden unit of Malnady Tea Estate Pvt. Ltd., having its registered office at Khairu Place, Kolkata - 700 072 and Sri Azad Ansari, S/o Late Riyasad Ansari, Malnady Tea Estate, P.O. & P.S. Mal, Dist. Jalpaiguri 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,

SA

Deputy Secretary

to the Government of West Bengal

Date : ... 12-09-2019

No. Labr./ 850/1(5)/(LC-IR)

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

1. M/s Malnady Tea Estate, a tea garden unit of Malnady Tea Estate Pvt. Ltd., having its registered office at Khairu Place, Kolkata - 700 072.
2. Sri Azad Ansari, S/o Late Riyasad Ansari, Malnady Tea Estate, P.O. & P.S. Mal, Dist. Jalpaiguri.
3. The Asstt. Labour Commissioner, W.B. In-Charge, Labour Gazette.
4. The Labour Commissioner, W.B., New Secretariat Buildings, (11th 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.

RS 12.9.19.

Deputy Secretary

No. Labr./ 850/2(2)/(LC-IR) Date : ... 12-09-2019

Copy forwarded for information to :-

1. The Judge, Sixth Industrial Tribunal, Jalpaiguri, with respect to his Memo No. 57/I.T.(J) dated 11.07.2019.
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-02/2010 (VI)

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

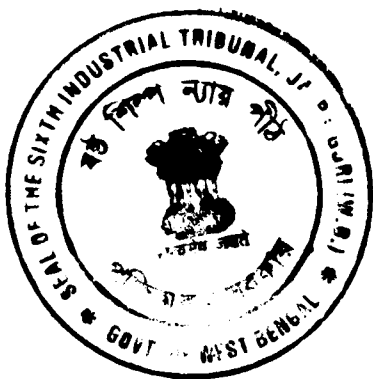
Sri Azad Ansari S/o Late Riyasad Ansari
Resident of Malnady Tea Estate,
P.O. & P.S. Mal, Dist. Jalpaiguri.

.....The applicant

-VS-

Malnady Tea Estate, a tea garden unit of
Malnady Tea Estate Pvt. Ltd. having its registered
Office at Khairu Place, Kolkata-700072 and the tea
Garden at Malnady Tea Estate, P.O. & P.S. Mal, Dist.
Jalpaiguri, represented by the Manager, Malnady
Tea Estate.

.....The Opposite Party



Order No.39 dt. 04/07/2019

Today is fixed for passing necessary order. 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 Azad Ansari 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 15/07/2010 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 workman 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, 12th 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

Baidya Nath Bhaduri
JUDGE
Sixth Industrial Tribunal
Jalpaiguri