

1/22204/2018

Government of West Bengal
Labour Department
I.R. Branch
N.S. Buildings, 12th Floor, Kol-1

No.Labr./576/(LC-IR)/ 22015(16)/331/2018

Date 03.08.2018

ORDER

WHEREAS an industrial dispute existed between (1) The General Manager, West Bengal Power Development Corporation Ltd., Kolaghat Thermal Power Station, P.O.-Mecheda, Dist-Purba Medinipur, Pin-721137, (2) The Senior Manager,(HR & A), Kolaghat Thermal Power Station, West Bengal Power Development Corporaton Ltd., P.O.-Mecheda, Dist-Purba Medinipur, Pin-721137, (3) The Proprietor, M/s Shyama Construction, Labour Contractor of Kolaghat Thèrmal Power Station, Mecheda, Civil Mechanical and General order Suppliers, (4)The Provident Fund Commissioner, Salt Lake City, DK – Block, Sector – II, Kolkata – 700091 and their workman Sri Dilip Pramanik, son of Late Kenaram Pramanik, Vill-Danriyala, P.O.-Burarihat, P.S.- Kolaghat, Dist- Purba Medinipur, Pin – 721137 regarding the issues being a matter specified in the third Schedule of the Industrial Dispute Act, 1947(14 of 1947);

AND WHEREAS the workman has filed an application directly under sub-section 2 of Section 2A of the Industrial Dispute Act, 1947 (14 of 1947) to the Judge, Second Labour Court, Kolkata specified for this purpose under this Department's Notification No. 101-IR dated 2.2.12.

AND WHEREAS, the said Judge, Second Labour Court has submitted to the State Government its Award on the said Dispute.

NOW, THEREFORE, in pursuance of the provisions of Section 17 of the Industrial Disputes 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./576/1(2)/(LC-IR)

Date : 03.08.2018

Copy forwarded for information to :-

1. The Judge, Second Labour Court with reference to his Memo No. 974 - L.T., dated 21.05.2018.
2. The Joint Labour Commissioner (Statistics), W.B., 6, Church Lane, Kolkata-700001.



Deputy Secretary to the
Government of West Bengal

No. Labr./576/2(5)/(LC-IR)

Date : 03.08.2018

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

1. The General Manager, West Bengal Power Development Corporation Ltd., Kolaghat Thermal Power Station, P.O.-Mecheda, Dist-Purba Medinipur, Pin-721137.
2. Sri Dilip Pramanik, son of Late Kenaram Pramanik, Vill-Danriyala, P.O.- Burarihat, P.S.- Kolaghat, Dist- Purba Medinipur, Pin – 721137.
3. The Assistant Labour Commissioner , W.B. In-Charge, Labour Gazette,
4. The Labour Commissioner , W.B., N.S. Buildings.(11th Floor),1, K.S. Roy Road, Kol-1.
6. The O.S.D. IT Cell, Labour Department, with the request to case the Award in the Department's Website.



Deputy Secretary to the
Government of West Bengal

2018

In the matter of an application U/s. 2A(2) of the Industrial Disputes Act. 1947 filed by **Sri Dilip Pramanik**, son of Late Kenaram Pramanik, Village Danriyala, P.O.-Burarihat, P.S.-Kolaghat, Dist.- Purba Medinipur, Pin- 721 137 against (1) **The General Manager, West Bengal Power Development Corporation Ltd.**, Kolaghat Thermal Power Station, P.O.-Mecheda, Dist.-Purba Medinipur, Pin-721 137. (2) **The Senior Manager (HR &A)**, Kolaghat Thermal Power Station, West Bengal Power Development Corporation Ltd., P.O.-Mecheda, Dist.-Purba Medinipur, Pin-721137. (3) **The Proprietor, M/s. Shyama Construction**, Labour Contractor of Kolaghat Thermal Power Station, Mecheda, Civil Mechanical and General order Suppliers, Labour License No. 183/Con/L/10 and (4) **The Provident Fund Commissioner**, Salt Lake City, DK-Block, Sector-II, Kolkata-700 091.

(Case No. 03/2016 U/s. 2A(2) of Industrial Disputes Act)

BEFORE THE SECOND LABOUR COURT, WEST BENGAL,
KOLKATA

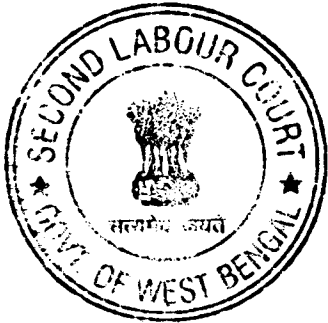
PRESENT : **SRI ARABINDA PANTI**, JUDGE
SECOND LABOUR COURT
KOLKATA.

Date : 18th Day of May, 2018

AWARD

Today is posted for adducing evidence by the workman. Both sides are present. The workman filed a petition praying for permitting him to withdraw the case. He is examined as C.W. No.1.

Heard both sides. Perused the oral testimony of the applicant, wherefrom, it appears that he has approached before his employer i.e.O.P.No.3. (The Proprietor, M/s. Shyama Construction, Labour Contractor of Kolaghat Thermal Power Station, Mecheda) who has assured him to settle the dispute amicably out of court and for that reason he does not want to proceed with the case. While the applicant himself does not want to proceed with the case further, the court shall not stand as bar in between the parties.



Hence, it is,

Ordered

that the instant case filed U/s. 2A(2) of the Industrial Disputes Act, 1947 be and the same is dismissed for non-prosecution and **no industrial dispute exists** in the instant case for the present.

This is the **Award** passed by this court and accordingly, the instant case is disposed of finally.

Dictated & Corrected by me.

sd-
Judge

sd-
(Arabinda Pant)
Judge
Second Labour Court
Kolkata
18.05.2018
Judge
Second Labour Court W.B

