SH. ATUL KUMAR GARG, PRESIDING OFFICER, CENTRAL GOV. INDUSTRIAL-TRIBUNAL CUM – LABOUR COURT NO II, NEW DELHI

LCA.No.01/2017
Sh. Ashok Kumar Goswami
S/o Sh. A.N. Goswami
L – 72, Shyam Park, Nawada,
Uttam Nagar, New Delhi – 110059.

VERSUS

1. **State of Haryana**
    Through Chief Secretary
    Chandigarh

2. **The Commissioner**
    Gurgaon Division (as a chairman HML)
    Haryana

3. **The managing Director**
    HML,
    Phase – 5, Udyog Vihar,
    HSIDC Complex
    Gurgaon, Haryana

4. **The Chairman/MD, HSIDC,**
    Vanijaya Nikunj,
    HSIDC Office Complex,
    Phase – 5, Udyog Vihar,
    Gurgaon, Haryana

ORDER

This is an application Under Section 33-C-(2) of the I.D Act filed by the workman praying a direction to the management to pay the amount of gratuity and

retrenchment compensation. It is the case of the applicant that he was employed under the managing Director HML, Haryana on the post of mines foreman. The date of joining of the petitioner is 28.08.1989 and he was retrenched on 06.01.2001. The workman was appointed at the post office of the chief mining engineer situated at Faridabad, Haryana on the pay scale Rs. 1600 – Rs. 2660/-. The workman filed a claim for the payment of Gratuity before ALC Karnal and ALC passed the order for the payment of Gratuity i.e. Rs. 71,128 with 100% interest. Even after, many representations before the management the workman could not get the payment of the same. Eventually, ALC summoned the management but no one appeared before the office of ALC. The management replied that he would pay nothing without any court order. Hence, the workman had filed the present application.

None for the party has been appearing since long. Despite providing a number of opportunities, claimant has not appeared to substantiate his claim.

Hence, in these circumstances this tribunal has no option except to dismiss the application of the claimant. Application of the claimant stand dismissed. Award is passed accordingly. File is consigned to the record room.

Dated: 11.12.2023

Presiding Officer
CGIT – cum – Labour Court- II