

BEFORE THE CENTRAL GOVT. INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT,
GUWAHATI, ASSAM.

PRESENT: Shri Ajai Kumar Srivastava.
Presiding Officer,
CGIT-cum-Labour Court, Guwahati.

REFERENCE CASE NO. 14 of 2020.

PARTIES : Sri Dipak Das, Guwahati.Workman.

-vrs-

The Management of (1) IOCL, Guwahati Refinery, Guwahati and the Contractor
M/S Abhay Kalita, Noonmati, Guwahati.OP/Management.

REPRESENTATIVES:

For the Workman : Sri Dipak Das, Workman.

For the Management : Sri S. Saini, DGM, IOCL, Guwahati Refinery, Guwahati.

For the Contractor. : Sri Abhay Kalita, the Contractor,

INDUSTRY : IOCL, Guwahati Refinery, Guwahati
STATE : Assam.
Date of Award : 26/02/2025.



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(Signature)
Presiding Officer,
CGIT-Cum-Labour Court, Guwahati

AWARD

In exercise of powers conferred under clause (d) of sub-section (1) and sub-section (2A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Ministry of Labour and Employment, Government of India through the Office of the Deputy Chief Labour Commissioner (Central), Guwahati, vide its Order No. G/R. 8(11)/2020-Dy. CLC/ID dated 03-12-2020 has been pleased to refer the following dispute between Sri Dipak Das the workman and the Management of IOCL, Guwahati Refinery, Guwahati the Contractor, M/S Abhay Kalita, Guwahati for adjudication by this Tribunal.

THE SCHEDULE

"Whether the action of the management of Indian Oil Corporation Ltd., Guwahati Refinery, Noonmati, Guwahati-7810202, Assam and their service provider/Contractor M/s Abhay Kalita, Narangi Forest Gate, House No-08, Yubanagar Road, Noonmati, Guwahati-781026 in terminating the services of Sh. Dipak Das, Contract Worker of IOCL, Guwahati Refinery Noonmati, P.S.-Noonmati, Guwahati-781020, Dist-Kamrup (M) is justified in violation of Sec. 25 (F) of I.D. Act, 1947 together with non-payment of wages for August-September, 2020? If not, what relief Sh. Dipak Das is entitled to?"

On receiving Order No. G/R. 8(11)/2020-Dy. CLC/ID dated 03-12-2020 from the Office of the Deputy Chief Labour Commissioner (Central), Guwahati, Ministry of Labour and Employment, Government of India, for adjudication of the dispute, Reference case No. 14 of 2020 was registered on 16-12-2020 and an order was passed for issuing notice to the parties through registered post, directing them to appear and submit their written statements along with relevant documents in support of their claims and a list of witnesses.



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Presiding Officer,
CGIT-Cum-Labour Court, Guwahati

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On 19-03-2021 the workman Mr. Dipak Das has appeared and filed a petition praying for withdrawing this reference Case. It is urged that the claim raised by him against the Management of IOCL, Guwahati Refinery, Guwahati and the Contractor has been settled and hence he has no claim in this reference.

In view of the facts and circumstances mentioned in the petition the prayer for withdrawing this Reference Case is accordingly dismissed as withdrawn vide order dated 19-03-2021.

The order dated 19-03-2021 was updated at Samadhan Portal, but the same was returned through the Samadhan Portal due to non-issuance of physical copy of the Award by my learned predecessor.

Accordingly, the Case record of Reference case No. 14 of 2020 is put up before me in the light of the email dated 18-05-2023, of IR (Misc) section, Ministry of Labour and Employment, Govt. of India. I perused the record and order dated 19-03-2021. The workman is intended to withdraw the case.

Hence,

ORDERED

As per the above order dated 19-03-2021 the Reference Case No.14 of 2020 stands dismissed as withdrawn. Let copies of the Award be communicated to the Ministry of Labour and Employment, Government of India, New Delhi for information and Notification.



Ajai Kumar Srivastava

(Ajai Kumar Srivastava)
Presiding Officer,
CGIT-cum-Labour Court, Guwahati.