

असाधारण
EXTRAORDINARY

Daman 27th September, 2013, 5 Asvina 1935 (Saka)

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No.

सरकारी राजपत्र
OFFICIAL GAZETTE



सत्यमेव जयते
भारत सरकार
Government of India

संघ प्रदेश दमण एवं दीव प्रशासन

U.T. ADMINISTRATION OF DAMAN & DIU

प्राधिकरण द्वारा प्रकाशित
PUBLISHED BY AUTHORITY

No. LE/LI/DMN/FACT-4(7)/2013/679
Administration of Daman & Diu,
Department of Labour & Employment,
Daman.

Dated : 25/09/2013.

The following Award in IDR No. 6 of 2003 dated 23/12/2011 (passed in open Court on 22nd December, 2011) received from Smt. R. V. Sawant Waghule, Labour Judge, Daman is hereby published in the Official Gazette of this U. T. Administration Daman & Diu for general information.

Sd/-
(J. B. Chauhan)
Labour Inspector,
DAMAN.

**IN THE COURT OF THE LABOUR JUDGE, DAMAN
(Before Smt. R. V. Sawant Waghule, Labour Judge, Daman.)**

Industrial Dispute Reference No. 6 of 2003.

EXHIBIT – 51.

M/s Hindustan Lever Limited, Daman
Detergent Factory, Survey No. 34,
Bhimpore Village, Nani Daman, Daman.

..... Ist Party

Versus

Shri Bharat N. Patel,
Worker of M/s Hindustan Lever Limited
Daman

..... IInd Party

Advocate Shri R. N. Shah for the Ist Party.

Advocate Shri A. M. Patel for the IInd Party.

AWARD

(Passed In open court on 22nd December, 2011)

- 1] This is the reference made vide letter No. LE/LI/DMN/FACAT-4(7)/2003/366, made by the Asst. Secretary (Labour & Emp.), Daman under Sec. 10 (1) of the Industrial Disputes Act in respect of an industrial dispute between M/s Hindustan Lever Limited, and its workman Shri Bharat N. Patel in respect of matters (1) Whether the employer is competent to direct the suspended employee to mark his attendance regularly for the purpose of subsistence allowance.
- 2] The IInd party Workman files statement of claim of statement at Exh. 7 on 30/01/2004.
- 3] On the other hand Ist party filed written statement strongly opposing the claim of second party and contended that no relief can be granted in favour of Second Party workman as the workmen has already terminated after following due process of law and application under section 32(2) (b) of the said Act has already been preferred by the first party before competent court which is pending.

AWARD
In
I.D.R. No. 6 of 2003
Exhibit-51.

- 4] On behalf of the first party its H. R. Manager Shri Amitabh Gautam has given the evidence vide Exh. 20, whereas the second party has not been led any oral evidence.
- 5] Hence following order :
- I] The First party's reference is allowed.
 - II] The award be drawn up accordingly.
 - III] The copy of the Award be sent to the Deputy Secretary (Labour & Employment), Daman for publication in the Official Gazette after the period of appeal is over.
 - IV] The reference is disposed off accordingly.

Daman.
Dated : 23/12/2011.

Sd/-
(Smt. R. V. Sawant Waghule)
Labour Judge, Daman.
