

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPL No. 218 of 2019

Bharat Aluminum Company Ltd. **-Versus-** Labour Court Korba & Ors.

22.10.2019	<p>Mr. N.K.Vyas, Advocate for the Petitioner.</p> <p>Mr. Vikas Dubey, Advocate for the Caveator.</p> <p>Heard</p> <p>Learned counsel for the petitioner would submit that after acceptance of VRS and amount under VRS, an industrial dispute was raised. It is stated the amount of VRS having been accepted, the respondents could not have questioned the validity of VRS as per the law laid down by the Supreme Court in <i>AIR 2009 SC 713</i>. It is stated when the reference was being adjudicated by the Labour Court, an objection was raised contending the aforesaid facts but the same has been dismissed by the order dated 07.09.2019, therefore, the objection has wrongly been dismissed.</p> <p>Learned counsel for the respondent No.2 appears on caveat.</p> <p>The petitioner is directed to supply the copy of the entire petition to the counsel for the caveator.</p> <p>Let reply be filed including the reply of interim relief application.</p> <p>Perused the judgment of the Supreme Court as also the order passed by the Labour Court.</p> <p>In the meanwhile, it is directed that the proceeding before the Labour Court shall remain stayed, till the next date of hearing.</p> <p>List in the week commencing 25th November, 2019.</p> <p style="text-align: right;">Sd/- (Goutam Bhaduri) Judge</p>
Ashok	