

WP(C) 3379/2013

PRESENT

HON'BLE MR JUSTICE UJJAL BHUYAN

Heard Mr. R. Islam, learned counsel for the petitioners and Mr. D.K. Saikia, learned Central Govt. Counsel.

The six(6) petitioners were working as Casual Labour under the respondents. They were terminated from their engagement. Against this, industrial disputes were raised and the matter reached the Industrial Tribunal. Industrial Tribunal passed award dated 7.8.2001 answering all the references in favour of the workmen by holding their termination to be not justified. It was further held that the petitioners were entitled to reinstatement.

Respondent No.1 challenged the award before this Court in WP(C) No.640/2002, which was however, dismissed by judgment and order dated 22.7.2010. Special Leave Petition(SLP) filed by the respondents was dismissed by the Hon'ble Supreme Court. As the reinstatement order was not complied with, petitioners had filed contempt case before this Court. It was at that stage that respondents passed order dated 27.2.2013 reinstating the petitioners as Casual Labourers. Pursuant thereto, petitioners had joined.

Petitioners are now aggrieved by the move initiated by the respondents for recruitment of Mazdoor.

Issue notice, returnable 4(four) weeks.

Mr. Saikia accepts notice for all the respondents. Extra copies within 3 days. In the meanwhile, It is hereby directed that engagement of the petitioners shall not be disturbed.

List alongwith WP(C) No.3382/2013 on 20.8.2013.