

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 1518 of 2024**

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CHIEF DISTRICT HEALTH OFFICER,NARMADA(RAJPIPLA)**Versus****GUJARAT STATE LABOUR FEDERATION**

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Appearance:**AADITYA D BHATT(8580) for the Petitioner(s) No. 1****CHANDNI S JOSHI(9490) for the Petitioner(s) No. 1****for the Respondent(s) No. 1,2**

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CORAM:HONOURABLE MRS. JUSTICE MAUNA M. BHATT**Date : 31/01/2024****ORAL ORDER**

1. This petition is filed challenging the order of Industrial Tribunal, Vadodara rejecting the application of the petitioner under Rule 26A of the Industrial Disputes Rules ('the Rules' for short).

2. Heard learned advocate Mr. Aaditya Bhatt for the petitioner. He submitted that admittedly the award of the Labour Court dated 20.10.2022 is exparte, wherein the petitioner has been directed to regularize service of the workman with certain benefits. The petitioner could not remain present on account of non-service of the notice. The reasons stated in the application were not considered by the Industrial Tribunal and therefore the exparte order dated 20.10.2022 in Reference (I.T.) No. 189 of 2019 is erroneous.

3. Considering the submission, issue **Notice** returnable on **11.03.2024** subject to depositing cost of Rs.10,000/- before the Registry of this Court .

Direct service is permitted.

SHRIJIT PILLAI

(MAUNA M. BHATT,J)