

HIGH COURT OF JAMMU AND KASHMIR
AT JAMMU

LPA No.197/2018,
IA Nos.1/2018 & 1/2019

Date of order:26.03.2019

J and K Tourism Dev. Corp. Ltd.

Vs.

Bodh Raj and anr.

Coram:

HON'BLE THE CHIEF JUSTICE
HON'BLE MRS. JUSTICE SINDHU SHARMA, JUDGE

Appearing counsel:

For Appeal/Petitioner (s) : Mr.B.S Bali, Advocate.

For respondent (s) : Mr.P.N Goja, Advocate.

- i) Whether to be reported in
Digest/Journal : Yes/No.
- ii) Whether approved for reporting
in Press/Media : Yes/No.

Costs in terms of order dated 13th of November, 2018 has been paid to respondent No.1.

A short legal question arose in the present appeal is that the appellant has challenged the judgment dated 7th of December, 2017 passed by learned Single Judge primarily on a ground that the reference made under Section 10 of the Industrial Disputes Act, 1947 referring disputes raised by the respondent herein for adjudication by the Tribunal was hopelessly barred by time, inasmuch as the same was made more than 18 years after the date on which the dispute arose. It is submitted by the appellant that this issue has been covered by the judicial pronouncements of the Supreme Court of India. Parties shall file short written submissions enclosing copies of judicial pronouncements relied upon by them within four weeks from today in support of their respective contentions.

Issue notice to the respondents to show cause as to why the appeal be not admitted to hearing.

Mr. P.N Goja, learned counsel accepts notice on behalf of the respondents.

List on 29th of April, 2019.

Meanwhile, there shall be a stay to the effect and operation of the impugned judgment dated 07th of December, 2017 till further orders from this Court.

(Sindhu Sharma)
Judge

(Gita Mittal)
Chief Justice

Jammu
26.03.2019
Surinder

