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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-12381-2026

Date of Decision : **23.04.2026**

M/S TRICITY AUTO

.....Petitioner

VERSUS

**INDUSTRIAL TRIBUNAL, S.A.S. NAGAR, MOHALI AND
OTHERS**

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Ishan Gupta, Advocate,
for the petitioner-management.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, a challenge is thrown to the Award dated 26.03.2025 (Annexure P-8), passed by the learned Industrial Tribunal (respondent no.1), whereby, the claim application filed by respondent no.2-workman, under Section 33(C)(2) of the Industrial Disputes Act, 1947, has been allowed.

2. Through Award dated 18.08.2025 (Annexure P-9), whereby the reference was answered in favour of respondent no.2-workman, there is a positive finding to the effect that petitioner-management has, forcefully and illegally deducted the amounts of Rs.32,500/- and Rs.30,000/- from the account of respondent no.2-workman. Thereupon,

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respondent no.2-workman, filed an application under Section 33(C)(2) of the Industrial Disputes Act, 1947, for returning of said amount. The learned Tribunal concerned, by invoking the jurisdiction under Section 33(C)(2) of the *ibid* Act, passed a direction upon the petitioner-management to return the aforesaid amounts to respondent no.2-workman, with interest at the rate of 6% p.a.

3. Learned counsel for the petitioner-management submits that the aforesaid amounts are under dispute, and the learned Industrial Tribunal does not have jurisdiction to decide such dispute, under the provisions of Section 33(C)(2) of the Industrial Disputes Act, 1947. Hence, learned Industrial Tribunal, has, erroneously, exercised its jurisdiction, and only on this ground, this Court may interfere into the impugned Award.

4. This Court has considered the submissions as made by learned counsel for the petitioner, and has perused the Award.

5. There is a positive findings, recorded by the learned Industrial Tribunal, in the Award dated 18.08.2025 (Annexure P-9), which has also been upheld by this Court vide order of even date in CWP-12326-2026, that the petitioner-management has, forcefully, deducted amounts of amounts of Rs.32,500/- and Rs.30,000/- from the account of respondent no.2-workman. Therefore, the sole submission of learned counsel for the petitioner-management, to the effect that the aforesaid amounts are disputed one, carries no merits.



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6. Consequently, the instant petition, is hereby **dismissed**.
7. All pending application(s), if any, also stand **disposed** of accordingly.

April 23, 2026
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No