

18.05.2026
Item No.16
Ct. No. 30
Aloke

WPA 8131 of 2026

Prakash Chandra Das
Vs
Bandhan Financial Services Pvt. Ltd.& Os.

Ms. Bidisha Chakraborty
... for the petitioner

Ms. Soni Ojha
Mr. Prantik Biswas
... for the respondent nos. 1 & 2

1. Affidavit-of-service filed be kept with the record.
2. Learned counsel for the petitioner submits that appropriate orders may be passed by this Court and the writ application may be disposed of.
3. The writ application has been preferred challenging an Award dated 30th December, 2025, passed in Case No. 04 of 2015, by the learned 7th Industrial Tribunal, Kolkata.
4. Vide the said order the learned Tribunal held as follows :

“that the instant case being No. 04/2015 u/s. 2A(2) of the Industrial Disputes Act, 1947 be and the same is dismissed on contest without any order as to costs for want of jurisdiction as this Tribunal has no jurisdiction to adjudicate the instant application.

Be it noted that this Tribunal has not gone into the factual merits of the instant case and has restricted itself to adjudication on the point of jurisdiction of this Tribunal only. The applicant is at liberty to take appropriate step(s) before the appropriate authority (ies)/ forum/Tribunal/Court if any and this Award shall not be an impediment in respect of the same.

The aforesaid is the Award of this Tribunal passed in this instant case no. 04/2015/2A(2).

Let copy of this Award be sent to the appropriate authority (ies) as envisaged under the law.”

5. It appears that the learned Tribunal made the following observations :

“The erstwhile Bandhan Financial Services Limited was also a Micro Finance Company registered with the Reserve Bank of India as NBFC-MFI being engaged in Micro finance activities since 2009. The same later took the form of full fledged banking with license as to the same granted by Reserve Bank of India within framework of RBI regulations.

In view of the discussions hereinabove, this Tribunal holds that the Central Government is the "appropriate Government" under Section 2(a)(i) of the Industrial Disputes Act, 1947, the OP/Bank being a banking company under section 2(bb) of the said Act having branches in more than one State.

This Tribunal further holds that this Tribunal has no jurisdiction to adjudicate the instant application filed by the applicant under Section 2A(2) of the Industrial Disputes Act, 1947. As such, the instant case being 02/2022 under Section 2A(2) of the Industrial Disputes Act, 1947 is not maintainable before this Tribunal, this Tribunal having no jurisdiction to adjudicate the same.”

6. On perusal of the report in the form of affidavit filed by the respondent nos. 1 and 2, and the documents filed along with the said report, it appears that the findings of the Industrial Tribunal is in accordance with law and as such requires no interference by this Court.
7. The writ application is accordingly disposed of with liberty granted to the petitioner herein to approach the appropriate authority with a prayer for fresh reference, in accordance with law.
8. The writ application stands disposed of.
9. Connected application, if any, stands disposed of.
10. Urgent Photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Shampa Dutt (Paul), J.)