

D/L. 12.
September 17, 2024.
KAUSHIK

WPA No. 13184 of 2024

Hindustan Motors Limited
Vs.
The State of West Bengal and Others

Mr. Dipranjan Mukhopadhyay,
Mr. Niladri Khanra

... for the petitioner.

Mr. Susovan Sengupta,
Mr. Manas Kumar Sadhu

...for the State.

Mr. Balaram Patra,
Mr. Suvadip Bhattacharjee

...for the private respondent No. 3.

The grievance of the petitioner is directed
against an award dated April 10, 2023.

By and under the award, the private
respondent has not only been awarded back
wages but also reinstatement.

Admittedly, there has been no compliance
in terms of the said award till date.

Pursuant to the passing of the above
award, the private respondent had also filed an
application under Section 29 of the Industrial
Disputes Act, 1947 wherein a notice has been
issued by the respondent authorities. Thereafter,
there have been no steps which have been taken
by the respondent authorities and there has been
a stalemate insofar as the grievance of the
petitioner is concerned.

By repeated orders dated September 2, 2024 and September 9, 2024 respectively, the respondent authorities were directed to file a Report enumerating the steps which have been taken, if any, in respect of the subject award.

Despite repeated opportunities sought for by Mr. Sengupta, Advocate, appearing on behalf of the respondent authorities, no Report has been filed till date.

Prima facie, there has been violation of the repeated directions given by Court.

The indolence and casual approach of the respondent authorities is unacceptable. The officers of the respondent authorities have neither shown any interest nor inclination to enforce the impugned award, despite there being no stay nor embargo of the same.

In such view of the matter, the Special Secretary of the Government of West Bengal, Labour Department or any responsible person, who is fully aware of the facts and circumstances of the case is directed to be present in Court on **September 18, 2024 at 10.30 a.m.**

The above direction is passed in view of the repeated failure of the respondent authorities to comply with the orders of this Court.

(Ravi Krishan Kapur, J.)