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SLP(C)No. 11806 OF 2001  
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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO..754 OF 2002@@  
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(Arising out of Special leave petiton(C) No.11806 of 2001)

Bhakra Beas Management Board .. Appellant

Vs.

Bakhtawar Singh .. Respondent

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The respondent was working as a daily wage worker on the establishment of the appellant. On the allegation that he had not been given employment after a particular date, he raised a dispute under the Industrial Disputes Act which was referred to the Industrial Tribunal-cum-Labour Court, Chandigarh and the matter was considered by the tribunal. The tribunal directed that the respondent should be reinstated with Rs.25,000/- as consequential relief on account of back wages and other monetary benefits.

When the matter was carried by way of a writ petition to the High Court, the High Court upheld the award of reinstatement and modified the claim for back wages to the full extent.

The grievance made in this appeal is that the daily wage workers are not entitled to get any back

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wages, inasmuch as he works only on daily basis. But in the facts and circumstances of the case when the Labour Court has examined the matter and has found that he is entitled to a lumpsum by way of compensation for the period of work, we do not think we should interfere with that aspect of the matter. However, we make it clear that the High Court ought not to have interfered with the award made by the Labour Court.

In the circumstances, we set aside the order made by the High Court and restore that of the Labour Court. The appeal is allowed accordingly.

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[ S. RAJENDRA BABU ]@@  
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