

HIGH COURT OF TRIPURA
AGARTALA

WP(C) No.358/2020

Sri Ranjit Ghosh and others.

..... *Petitioner(s)*.

Vs.

Food Corporation of India and others.

..... *Respondent(s)*.

For Appellant(s) : Mr. Raju Datta, Advocate.

For Respondent(s) : None.

HON'BLE THE CHIEF JUSTICE MR. AKIL KURESHI

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30/9/2020

The petitioners' main grievance is about their disengagement in the year 2013 by the Food Corporation of India(FCI). According to the petitioners, they were the employees of FCI and were illegally terminated. Previously the petitioners had raised the same issue before this Court in WP(C) No.377/2015 which was disposed of on 28th September, 2015 by the learned Single Judge allowing the counsel for the petitioner to withdraw the petition reserving the liberty to approach the appropriate forum. Consequently, Food Corporation of India workers Union on behalf of the petitioners has already approached the Assistant Labour Commissioner on

5th January, 2020 raising the question of illegal and unlawful removal of the petitioners from service by FCI. The union urged that the workers be re-instated by way of settlement. Thus, on behalf of the petitioners, the union has already activated the machinery under the Industrial Disputes Act. If the mechanism for conciliation and settlement fails, the next step would be for the competent authority to consider referring the dispute for adjudication to the Labour Court or the Tribunal. However, the fresh petition cannot be entertained.

The petition is, therefore, disposed of with the observation that labour authorities may expedite submitting the report on attempt at settlement upon which the appropriate Government shall take expeditious decision with respect to referring the industrial dispute to the appropriate Labour Court or Industrial Tribunal.

Pending application(s), If any, also stand disposed of.

(AKIL KURESHI), CJ