

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 14497 of 2020**

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CHEMICAL MAZDOOR PANCHAYAT

Versus

THE CHIEF ENGINEER (PRODUCTION)

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Appearance:

MR UT MISHRA(3605) for the Petitioner(s) No. 1

for the Respondent(s) No. 1,2

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CORAM: **HONOURABLE MR. JUSTICE UMESH A. TRIVEDI****Date : 27/11/2020****ORAL ORDER**

The Industrial Tribunal has rejected the reference on the ground that contractor with whom the employees were working was not joined as party in the proceedings. Considering the terms of reference, it is clear that for prayer made with regard to regularization as permanent employees of Gujarat Electricity Board, twin conditions must be satisfied; first being, name of the workmen must be reflected in the Register of the contractor and second being, workmen must be working in the Thermal Power Station, Gandhinagar. Since contractor is not joined as party respondent and no documentary evidence is produced to support the claim that the name of the workmen reflected in the Register of the contractor, very terms of reference is not satisfied and therefore, there is nothing wrong in rejecting the reference by the Industrial Tribunal. Hence, this petition cannot be entertained and it is rejected.

(UMESH A. TRIVEDI, J)

PATEL ILA KANTIBHAI / Ashish