



NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 1940 of 2023

- Sujeet Kumar Sahu S/o Late Dhawaja Aged About 37 Years Caste Sahu R/o Quarter No. L C H 218, Nowrozabad Colliery, Naikadafai, Kudri Project, Nowrozabad Colliery Johilla Area P. O. Nowrozabad, District Umariya Madhya Pradesh Permanent R/o Village Dewari, P. O. Khorsi, Tahsil- Pamgarh, District : Janjgir-Champa, Chhattisgarh

---- **Petitioner**

Versus

1. South Eastern Coal Field Limited Through The Chairman Cum Managing Director, Head Quarter, S. E. C. L. Seepat Road Bilaspur, District : Bilaspur, Chhattisgarh
2. Director (Personnel) South Eastern Coal Field Limited, Head Quarter, S. E. C. L. Seepat Road Bilaspur, District : Bilaspur, Chhattisgarh
3. General Manager S. E. C. L. Johila Area, Nowrozabad, Post-Nowrozabad, District : Umariya *, Madhya Pradesh
4. Sub Area Manager S. E. C. L. Kudri Project, Nowrozabad Colliery Johilla Area P. O. Nowrozabad, District : Umariya *, Madhya Pradesh

--- **Respondents**

For Petitioners	:	Mr. F.S. Khare, Advocate.
For Respondents	:	Mr. Pankaj Agrawal

Hon'ble Shri Justice Narendra Kumar Vyas

Order on Board

16/03/2023

1. Learned counsel for the petitioner would submit that the petitioner's father was terminated on 07.02.2007 but in inadvertently the same could not be challenged by petitioners father and thereafter he was missing as such there was no occasion for the present petitioner to challenge the termination order. He would further submit that prior to termination, petitioner's father was missing therefore there was no occasion for his father to challenged the same. He would further submit that he may be given the opportunity to raise industrial dispute challenging the termination of his



father with appropriate government in accordance with the law.

2. The submissions made by the learned counsel for the petitioner in just and proper and the same has to be examined whether enquiry has been conducted in accordance of natural justice or not.
3. Considering this aspect of the matter, liberty is granted in favour of the petitioner to raise industrial dispute. In the eventuality of raising industrial dispute, the Conciliation Officer shall examine the matter and if the industrial dispute is involved, he will refer the matter to the appropriate Government for making reference in accordance with law.
4. With this observations writ petition is disposed of.

Sd/-

(Narendra Kumar Vyas)
Judge

