

Durg District Metal and Engineering Works

Durg District Metal and Engineering Works

SooperKanoon Citation : sooperkanoon.com/653784

Court : Supreme Court of India

Decided On : Mar-09-1981

Reported in : (1982)3SCC386a

Judge : A.N.Sen and; v.D. Tulzapurkar, JJ.

Appeal No. : Civil Appeal No. 940 of 1981

Appellant : Durg District Metal and Engineering Works

Respondent : Managing Partner, Bhilai Construction Company, Industrial Estate, Bhilai District, Durg, Madhya Prad

Judgement :

Tulzapurkar, J.

1. Special leave granted.

2. After hearing counsel on either side we feel that the only question that needs consideration relates to back wages for the period May 13, 1971 till the order of reinstatement. The matter is remanded back to the Labour Court, Durg, to decide the question whether the workmen were gainfully employed or not during that period. In case it is found that they were employed they would not get anything by way of back wages. But if it is found that they did not work elsewhere during that period they would be entitled to back wages for the said period. The appeal is

disposed of accordingly with no order as to costs.

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com