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PART III

Statutory Rules, Orders, Notifications, Rules, etc. issued by the Governor,
Heads of Departments and High Court

LABOUR & E.S.I. DEPARTMENT

NOTIFICATIONS

The 8th December 2015

S. R. O. No. 610/2015—Whereas, the State Government are satisfied that public interest requires declaration of the IDCOL Kalinga Iron Works Ltd., At/P.O. Matkambeda, Dist. Keonjhar operating in the district of Keonjhar in the State of Odisha to be a Public Utility Service.

Now, therefore, in pursuance of sub-clause (vi) of Clause (n) of Section 2 of the Industrial Disputes Act, 1947 (Act 14 of 1947), the State Government do hereby declare the said industry to be a Public Utility Service for the purpose of the said Act for a period of six months with effect from the date of issue of the notification.

[No. 10361—IR(PUS)-1/2015-LESI.]

By order of the Governor

M. NAYAK

Under-Secretary to Government

The 8th December 2015

S. R. O. No. 611/2015—Whereas, the State Government are satisfied that public interest requires declaration of the Odisha State Ware Housing Corporation and its units (ware houses) operating in the State of Odisha to be a Public Utility Service.

Now, therefore, in pursuance of sub-clause (vi) of Clause (n) of Section 2 of the Industrial Disputes Act, 1947 (Act 14 of 1947), the State Government do hereby declare the said industry to be a Public Utility Service for the purpose of the said Act for a period of six months with effect from the date of issue of the notification.

[No. 10364—IR(PUS)-2/2015-LESI.]

By order of the Governor

M. NAYAK

Under-Secretary to Government

The 9th December 2015

S. R. O. No. 612/2015—Whereas, the State Government are satisfied that public interest requires declaration of M/s Pro-Minerals (Pvt.) Ltd., At Basantpur, P.O. Dabuna, Dist. Keonjhar operating in the district of Keonjhar in the State of Odisha to be a Public Utility Service.

Now, therefore, in pursuance of sub-clause (vi) of Clause (n) of Section 2 of the Industrial Disputes Act, 1947 (Act 14 of 1947), the State Government do hereby declare the said industry to be a Public Utility Service for the purpose of the said Act for a period of six months with effect from the date of issue of the notification.

[No. 10395—IR(PUS)-15/2014-LESI.]

By order of the Governor

M. NAYAK

Under-Secretary to Government

The 10th December 2015

S. R. O. No. 613/2015—The State Government do hereby declare the Joint Labour Commissioner, Office of the Labour Commissioner, Odisha as the “Appellate Authority” under the Payment of Gratuity Act, 1972 for the whole State of Odisha to adjudicate cases where the regional Deputy Labour Commissioner is unavailable or otherwise unable to dispose the case.

This Department Notification No. 4398-LESI., dated the 15th May 2015 allowing the Deputy Labour Commissioner, Office of Labour Commissioner, Odisha as “Appellate Authority” is hereby cancelled.

[No. 10401—LESI-LL1-IIM-I-0001/2015-LESI.]

By order of the Governor

S. N. PRATIHARI

Under-Secretary to Government

ORDERS

The 8th December 2015

S. R. O. No. 614/2015—Whereas, on a consideration of the report of the Conciliation Officer, the State Government are satisfied that an Industrial Dispute exists between the Managing Director of M/s Neelachala Ispat Nigam Ltd., Kalinga Nagar Sramika Sangha, Duburi, Jajpur and General Secretary, Kalinga Nagar Sramika Sangha for appointment of Smt. Minati Panigrahi, Legal Heir of deceased employee (Simachala Panigrahi, NINL) on compassionate ground;

And whereas, the said Government consider it expedient to refer for adjudication the matters specified in the Schedule appended here to which appear to be the matters in dispute.

Now, therefore, in exercise of the powers conferred by sub-section (5) of Section 12, read with Clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (Act 14 of 1947), the State Government do hereby refer the said matter in dispute to the Presiding Officer,

Industrial Tribunal, Bhubaneswar, constituted by the Government of Odisha in the Labour & Employment Department Notification No. 12198-LE., dated the 7th September 1985, read with Notification No. 3776-LESI., dated the 15th May 2014 for adjudication.

SCHEDULE

“Whether the demand for appointment of Smt. Minati Panigrahi on compassionate ground by the General Secretary, Kalinga Nagar Shramik Sangha is legal and/or justified ? If so, what directions are necessary in this regard ?”

[No. 10370—14572500302015-LESI.]

By order of the Governor

M. NAYAK

Under-Secretary to Government

The 9th December 2015

S. R. O. No. 615/2015—Whereas, on a consideration of the report of the Conciliation Officer, the State Government are satisfied that an industrial dispute exists between the Management of M/s Bindals Sponnge Industries Ltd., Talcher, Angul and their workmen represented through the General Secretary, Bindal Sponnge Iron Mazdoor Sabha;

And, whereas, the said Government consider it expedient to refer for adjudication the matters specified in the Schedule given below which appear to be the matters in dispute.

Now, therefore, in exercise of the powers conferred by sub-section (5) of Section 12, read with Clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (Act 14 of 1947), the State Government do hereby refer the said matter in dispute to the Presiding Officer, Labour Court, Bhubaneswar, constituted by the Government of Odisha in the earstwhile Labour & Employment Department Notification No. 8007-LE., dated the 18th July 1985 read with Notification No. 3635-LESI., dated the 8th May 2014 for adjudication.

SCHEDULE

“Whether the action of the Management of M/s Bindals Sponnge Industries Ltd., Talcher, Angul in refusing employment to the workmen by declaring temporary shutdown of the industry w.e.f., dated the 23rd January 2015 is legal and/or justified ? If not, to what relief the workmen are entitled ?”

[No. 10385—14572500312015-LESI.]

By order of the Governor

M. NAYAK

Under-Secretary to Government

The 10th December 2015

S. R. O. No. 616/2015—Whereas, on a consideration of the report of the Conciliation Officer, the State Government are satisfied that an industrial dispute exists between the Management of M/s Ardent Steel Ltd., At/P.O. Phulijhar, Via Suakati, Dist. Keonjhar and its workman Shri Purna Chandra Mahanta;

And, whereas, the said Government consider it expedient to refer for adjudication the matters specified in the Schedule appended here to which appear to be the matters in dispute.

Now, therefore, in exercise of the powers conferred by sub-section (5) of Section 12, read with Clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (Act 14 of 1947), the State Government do hereby refer the said matter in dispute to the Presiding Officer, Labour Court, Sambalpur constituted by the Government of Odisha in the Labour & Employment Department Notification No. 8007-LE., dated the 18th July 1985, read with Notification No. 10218-LESI., dated the 1st December 2015 for adjudication.

SCHEDULE

“Whether the action of the Management of M/s Ardent Steel Ltd., At/P.O. Phulijhar, Via Suakati, Dist. Keonjhar in terminating the services of Shri Purna Chandra Mahanta, D.G. Operator with effect from the 31st August 2013 by way of refusal of employment is legal and/or justified ? If not, to what relief Shri Mahanta is entitled ?”

[No. 10412—14572500372015-LESI.]

By order of the Governor

M. NAYAK

Under-Secretary to Government

The 10th December 2015

S. R. O. No. 617/2015—Whereas, on a consideration of the report of the Conciliation Officer, the State Government are satisfied that an industrial dispute exists between the Management of M/s Ganapati Balaji Spinning Mill, Subarnapur and its workman Shri Choudhuri Nag;

And, whereas, the said Government consider it expedient to refer for adjudication the matters specified in the Schedule given below which appear to be the matters in dispute.

Now, therefore, in exercise of the powers conferred by sub-section (5) of Section 12, read with Clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (Act 14 of 1947), the State Government do hereby refer the said matter in dispute to the Presiding Officer, Labour Court, Sambalpur, constituted by the Government of Odisha in the Labour & Employment Department Notification No. 8007-LE., dated the 18th July 1985, read with Notification No. 10218-LESI., dated the 1st December 2015 for adjudication.

SCHEDULE

“Whether the action of the Management of M/s Ganapati Balaji Spinning Mill in terminating the services of Shri Choudhuri Nag, Machine Operator by way of refusal of employment with effect from the 4th October 2013 is legal and/or justified ? If not, to what relief Shri Nag is entitled ?”

[No. 10417—14572500352015-LESI.]

By order of the Governor

M. NAYAK

Under-Secretary to Government

The 10th December 2015

S. R. O. No. 618/2015—Whereas, on a consideration of the report of the Conciliation Officer, the State Government are satisfied that an industrial dispute exists between the Management of M/s Odisha Power Consortium Ltd., C-2 Samal Barrage Township Samal, Dist. Angul and its workman Shri Ghanashyam Naik;

And, whereas, the said Government consider it expedient to refer for adjudication the matters specified in the Schedule given below which appear to be the matters in dispute.

Now, therefore, in exercise of the powers conferred by sub-section (5) of Section 12, read with Clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (Act 14 of 1947), the State Government do hereby refer the said matter in dispute to the Presiding Officer, Labour Court, Bhubaneswar constituted by the Government of Odisha in the erstwhile Labour & Employment Department Notification No. 8007-LE., dated the 18th July 1985, read with Notification No. 3635-LESI., dated the 8th May 2014 for adjudication.

SCHEDULE

“Whether the action of the Management of M/s Manihamsa Power Project Ltd., C-2 Samal Barrage, Township Samal, Dist. Angul in terminating the services of Shri Ghanashyam Naik with effect from the 10th January 2012 is legal and/or justified ? If not, to what relief Shri Naik is entitled ?”

[No. 10422—14572500322015-LESI.]

By order of the Governor

M. NAYAK

Under-Secretary to Government