GOVERNMENT OF GOA, DAMAN AND DIU

General Administration Department

Order

No. 1-1-69-GAD.I

Shri K. N. Sadashivan Nair, Mamatladar, Canacona is granted earned leave for 27 days from 27-8-1973 to 22-9-1973 with permission to prefix 26-8-1973 (Sunday) and suffix 23-9-1973 (Sunday).

During the absence of Shri Nair, on leave, Shri V. J. Meneses, Block Development Officer, Canacona shall discharge the duties of the Mamlatdar, Canacona in addition to his own duties.

On return from leave Shri Nair should take over charge of Block Development Officer, Canacona in addition to his own duties relieving Shri Meneses who will then take charge of the post of Block Development Officer, Ponda as per Government order of even number dated 4-8-1973.

It is certified that Shri Nair would have continued to officiate as Mamlatdar, Canacona but for his proceeding on leave.

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Deputy Secretary (Appointments).

Special Department

Order

No. SPL-GCS-39-73 Vol.II

In continuation of Govt. Order No. SPL/GCS/39-72 Vol.II dated 31st August, 1972 published in Official Gazette Series II No. 23 dated 7th September, 1972, the Administrator of the Union Territory of Goa, Daman and Diu is pleased to continue the duty post of Commissioner of Revenue and Taxes in the grade I (Selection grade; Pay scale Rs. 700-1250) of the Goa, Daman and Diu Civil Service for a further period of one year w.e.f. 1-8-1973 to till the I.A.S. cadre post of Commissioner, Sales Tax Entertainmt Tax and Excise is filled, whichever is earlier.

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Deputy Secretary (Appointments).

Home Department 'A'

Order

No. HD. 50-860/66-A Vol. II

In exercise of the powers conferred by section 2 of the Bombay Home Guards Act, 1947 (Act No. III of 1947) as applicable to the Union Territory of Goa, Daman and Diu read with rule 11 of the Goa, Daman and Diu Home Guards Rules, 1966 and all other powers enabling him in that behalf, the Lt. Governor of Goa, Daman and Diu hereby appoints the below mentioned officer in addition to those mentioned in Column No. 2 of the Schedule appended to the Government order No. HD. 50-860/66-A dated 27th November, 1966, as the Divisional Commandant, Home Guards, in the area shown against the corresponding entries of Column No. 3 of the Schedule.

SCHEDULE

<table>
<thead>
<tr>
<th>Sr. No.</th>
<th>Designation of the officer appointed</th>
<th>Area</th>
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</thead>
<tbody>
<tr>
<td>5.</td>
<td>Principal Police Training School Vaipoi Satari area.</td>
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</tr>
</tbody>
</table>

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary (Home).

Notification

No. HD. 14-10/73-A

In exercise of the powers conferred by sub-section (1) of section 10 of the Code of Criminal Procedure, 1898 (5 of 1898) as extended to the Union Territory of Goa, Daman and Diu, the Lieutenant Governor of Goa, Daman and Diu hereby appoints Shri R. Narayanawsami, Magistrate of 1st Class as District Magistrate in the District of Goa from 23-8-1973 to 27-8-1973.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary (Home).

Revenue Department

Order

No. RD/GAZ/137/72

Government is hereby pleased to appoint Dr. P. J. Deoras, Scientist from Bombay as one more collaborator to assist in the Gazetteers and Statistical Memoirs (Plan).

By order and in the name of the Administrator of Goa, Daman and Diu.

F. A. Figueiredo, Under Secretary (Revenue).


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Notification

No. RD/LQN/170/73

Whereas it appears to the Appropriate Government (hereinafter referred to as the Government) that the land specified in the schedule hereto (hereinafter referred to as the said land) is likely to be needed for public purpose viz Development of Arvalem.

Therefore the Government is pleased to notify under sub-section (1) of Section 6 of the Land Acquisition Act, 1894 (hereinafter referred to as the said Act) that the said land is likely to be needed for the purpose specified above.

SCHEDULE

(Description of the said land)

<table>
<thead>
<tr>
<th>Sr. No.</th>
<th>Taluka</th>
<th>Village</th>
<th>Plot No.</th>
<th>Survey No.</th>
<th>Names of the persons believed to be interested</th>
<th>Approximate area in sq. mts.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Bicholim</td>
<td>Arvalem</td>
<td>69/3 part</td>
<td>Temple of Shri Deu Rudreshwar of Arvalem.</td>
<td>684.00</td>
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<td>2</td>
<td>— do</td>
<td>— do</td>
<td>— do</td>
<td>— do</td>
<td>301.00</td>
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<td>3</td>
<td>— do</td>
<td>— do</td>
<td>— do</td>
<td>— do</td>
<td>355.00</td>
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<td>Total</td>
<td>1,300.00</td>
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Notification

No. RD/TNC/BND/280/67-73/LVIII

In pursuance of the proviso to sub-section (3) of Section 26 of the Goa, Daman and Diu Agricultural Tenancy Act, 1964, the Government hereby specify the following bund/s prescribed in the schedule appended hereto as protective bund/s for the purpose of the said proviso:

SCHEDULE

<table>
<thead>
<tr>
<th>Sr. No.</th>
<th>Name of the bund</th>
<th>Village</th>
<th>Taluka</th>
<th>Approximate area protected (in Hectares)</th>
<th>Description of the bund</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Cantorly</td>
<td>St. Bartolomeu of Chorao</td>
<td>Goa</td>
<td>16</td>
<td>The bund starting with the paddy field «Candacho Cantor» belonging to Shri Donato de Melo, running marginal to the river Mapusa and ending with the paddy field Maria Elvina Monteiro, situated at St. Bartolomeu at Chorao of Goa Taluka.</td>
</tr>
<tr>
<td>2</td>
<td>Nivim</td>
<td>Aldona</td>
<td>Bardez</td>
<td>3</td>
<td>The bund starting with the paddy field «Nivim» belonging to the Comunidade de Boa Esperança, running marginal to river Mapusa and ending with the paddy field «Nivim» belonging to Comunidade de Boa Esperança and situated at Aldona of Bardez Taluka.</td>
</tr>
</tbody>
</table>

By order and in the name of the Administrator of Goa, Daman and Diu.

F. A. Figueiredo, Under Secretary (Revenue).


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Notification
No. RD/LQN/68/73

Whereas by Government Notification No. RD/LQN/68/73 dated 24-4-1973 published on page 30 of Series II. No. 5 of the Government Gazette, dated 3-5-1973 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended hereto (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Rectification of Curve on Bhati Villiena Road.

And whereas the appropriate Government (hereinafter referred to as the "Government") in pursuance of the said Act declared under Section 4, and obtained the consent of the owner thereof to acquire the said land for the aforesaid public purpose in pursuance of the said Act, the Collector appointed under Section 4 of the said Act the Office of the Collector of Daman for a period of 30 days from the date of publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

SCHEDULE
(Description of the said land)

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<thead>
<tr>
<th>Sr. No.</th>
<th>Taluka</th>
<th>Village</th>
<th>Plot No.</th>
<th>Survey No.</th>
<th>Names of the persons believed to be interested</th>
<th>Approximate area in sq. mts.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Sanguem</td>
<td>Villiena</td>
<td>1</td>
<td></td>
<td>Shri Gopal Balkrishna Fallary P. O. Box No. 118, Margao, Goa. North: Road Bhati Villiena. South: - Do - East: - Do - West: - Do -</td>
<td>1396.00</td>
</tr>
<tr>
<td>2</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Shri Raghuram Bhaticar, Villiena Sanhunam. North: Nala. South: Land of Shri Raghuram Bhaticar. East: - Do - West: Bhati Villiena Road.</td>
<td>45.00</td>
</tr>
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</table>

Total 1441.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Bhatnagar, Secretary (Revenue).

Notification
No. RD/LQN/204/72

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. construction of road linking Somnath Temple Daman Dairy Farm to Harjanivas.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the said land is likely to be needed for the public purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyed or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made therein without the sanction of the Collector appointed in paragraph below, after the date of the publication of this Notification will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Government Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Collector of Daman, Daman, Daman to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section 4 of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Daman, Daman.
2. The Executive Engineer, P. W. D., Daman.

6. A rough plan of the said land is available for inspection in the office of the Collector of Daman, Daman for a period of 30 days from the date of publication of this Notification in the Government Gazette.

SCHEDULE
(Description of the said land)

<table>
<thead>
<tr>
<th>Sr. No.</th>
<th>Taluka</th>
<th>Village</th>
<th>Plot No.</th>
<th>Survey No.</th>
<th>Names of the persons believed to be interested</th>
<th>Approximate area in sq. mts.</th>
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<tr>
<td>1</td>
<td>Daman</td>
<td>Dabhel</td>
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<td>666/3</td>
<td>Chhibu Chamari Vasan Chhipita.</td>
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<td>2</td>
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<td></td>
<td></td>
<td>666/4</td>
<td>Chhibu Chamari Vasan Chhipita.</td>
<td>250</td>
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</table>
By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Bhattacharjee, Secretary (Revenue).

Notification

No. RD/LGW/162/73

Whereas it appears to the Appropriate Government (hereinafter referred to as the «Government») that the land specified in the schedule hereto (hereinafter referred to as the «said land») is likely to be needed for public purpose viz. Widening and Improvement of Siroda-Tarpona road.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act.
1894 (hereinafter referred to as the said Act) that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made therein without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Land Acquisition Officer, Collector's Office Panaji to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section 4 of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Land Acquisition Officer Collector’s Office, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Land Acquisition Officer Collector’s Office, Panaji for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE
(Description of the said land)

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<tr>
<th>Sr. No.</th>
<th>Taluka</th>
<th>Village</th>
<th>Plot No.</th>
<th>Survey No.</th>
<th>Names of the persons believed to be interested</th>
<th>Approximate area in sq. m.</th>
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<td>Shiroda</td>
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<td>Dr. Sakharam Gude.</td>
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<td>Madhav V. P. Gaonkar.</td>
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<td></td>
<td>North: Public road.</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>South: Cipriano Furtado.</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>East: Gabriel.</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>West: Sebastian Costa.</td>
<td></td>
</tr>
</tbody>
</table>
11 Ponda' Shiroda 10 — Shri Sebastiao Costa. 20.50
  North: Public road.
  South: Sebastiao Costa.
  East: Cipriano Furtado.
  West: Devidas Hede.
12 — do — — do — 11 — Shri Devidas Hede. 62.79
  North: Public road.
  South: Devidas Hede.
  East: Sebastiao Costa.
  West: Domingo Furtado.
13 — do — — do — 12 — Shri Dominic Furtado. 82.10
  North: Public road.
  South: Dominic Furtado.
  East: Sebastiao Costa.
  West: M. V. P. Gaonkar.
14 — do — — do — 13 — Shri M. V. P. Gaonkar. 105.49
  North: M. V. P. Gaonkar.
  South: Devidas Hede.
  East: Sebastiao Costa.
  West: Domingo Furtado.
15 — do — — do — 14 — Jose Manuel D'Souza. 60.86
  North: Jose M. D'Souza.
  South: M. V. P. Gaonkar.
  East: Devidas Hede.
  West: Jose M. D'Souza.
16 — do — — do — 15 — Shri Rosario D'Souza. 132.00
  North: Rosario D'Souza.
  South: M. V. P. Gaonkar.
  East: Devidas Hede.
  West: Jose M. D'Souza.
17 — do — — do — 16 — Shri Gopal Sinal Hede. 84.70
  North: M. V. P. Gaonkar.
  South: Gopal S. Hede.
  East: M. V. P. Gaonkar.
  West: Jose M. D'Souza.
18 — do — — do — 17 — Madhav V. P. Gaonkar. 3528.60
  North: M. V. P. Gaonkar.
  South: Public road.
  East: M. V. P. Gaonkar.
  West: Jose M. D'Souza.
19 — do — — do — 18 — Shri Manuel Rodrigues. 88.50
  North: Manuel Rodrigues.
  South: M. V. P. Gaonkar.
  East: M. V. P. Gaonkar.
  West: Jose M. D'Souza.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Bhatnagar, Secretary (Revenue).


Office of the Collector of Goa & D. C. A.

Order: No. RB/RVN/31/73/532

Sub: Government land known as «Devamatid Adona and Mola», situated at Muggil — Sanguem, assigned to Shri Pascual Fernandes of Bamonai under Title No. 1104, dated 29-10-1941.


S. R. Arya, Collector of Goa.


Order: No. RB/RVN/32/73/533

Sub: Govt. land termed «Karlaocodi Bumi» situated at Muggil of Sanguem — assigned to Shri Baboim Custa.

Naikue Quenecar of Muggil — under Alvara No. 497 dated 7-10-1931.

Ref: Govt. letter No. RD/LND/165/68 dated 23-3-1969.


S. R. Arya, Collector of Goa.


——

Order: No. RB/RVN/33/73/535

Sub: Government land termed «Ganiesagali Adona» situated at Muggil of Sanguem assigned to Shri Cemanildo Fernandes of Sanguem, under Alvara No. 825, dated 8-5-1939.


S. R. Arya, Collector of Goa.

Shri Sitaram Gurudas Rohidas Xete

 Whereas the Government land termed "Umla Molle", situated at Sancorjdem-Balcrimia Bote Sane of Sancorjdem, under Alvara No. 1067, dated 29-1-1941, admeasuring 6.3719,25 Hts., has been verified that the same land is entirely lying waste in contravention of the conditions prescribed under Section 36 of Decree No. 8602, dated 24-11-1917.

 Whereas show cause notice was served on the holder of land, in accordance with para 2 of Section 307 of the above Decree.

 And whereas no reply to the show cause notice has been received.

 Now, therefore, I, S. R. Arya, Collector of Goa, in exercise of the powers vested in me by virtue of clause f) of Sub-Section 2 of the Section 21 of the Goa, Daman and Diu Land Revenue Code 1965, read with clause e) of Rule 15 of the Goa, Daman and Diu Land Revenue (Disposal of Government lands) Rules, 1971, resume the land as mentioned above and direct the possession of the said land be restored with immediate effect.

 S. R. Arya, Collector of Goa.

 Order

 No. COL/CAB/72/8

 Under article 18 of the Devasthan Regulations (Regulamento de Mazanias), the following persons are hereby appointed on the Special Committee to frame the draft by-laws of the Devasthan "Xri Vithobas of Ponda":—

 Effective Members:
 President — Shri Sadanand Balkrishna Sirsat.
 Treasurer — Shri Brahamanand Caxinath Xete Verencar.
 Attorney — Shri Dinanath Vinayak Parodkar.
 Clerk — Shri Premamanda Siurama Xete Verencar.

 Substitute Members:
 President — Shri Sitaram Govind Xete Verencar.
 Treasurer — Gurudas Rohidas Xete Canecar.
 Attorney — Ratnakar Ramnath Gudekar.
 Clerk — Premamanda Atmarama Xete Verencar.

 The Committee is required to submit its report to the Government within a period of 6 months from the date of publication of this Order in the Government Gazette. The Committee may follow the procedure laid down under articles 17 and 18 of the Devasthan Regulations duly amended by the article no. 1859 dated 29-5-1859 and also Government directives contained in the Revenue Department's Circular no. RD/END/116/71-II dated 27-7-1971.

 This has been approved by the order of the Lieutenant Governor dated 24-5-1973.

 S. R. Arya, Collector and D. C. A.

 Order

 No. COL/CAB/16-775

 Shir Joe Roberto da Silva and Shir Olegario Pestaninho da Veiga, are hereby appointed as President and Substitute President, respectively of the Managing Committee of the Charity Association of "Deo de Santo Antonio de Curtorim.

 S. R. Arya, Collector and D. C. A.

 GOVERNMENT OF INDIA
 BHARAT BAKAR
 MINISTRY OF LABOUR AND REHABILITATION
 (SHRAM AUR PUNARVAS MANTHARAYA)

 Department of Labour and Employment
 (Shram Aur Rozgar Vibhag)

 Notification

 Dated New Delhi-11/991 the 17th July, 1973

 S. O. Whereas certain proposals to revise minimum rates of wages payable to the categories of employees employed in Gypsum, Bauzite, Barytes and Manganese Mines, were published as required by clause (b) of sub-section (1) of section 5 of the Minimum Wages Act, 1948 (11 of 1948), on pages 1988-1997 of the Gazette of India Extraordinary, Part II, section 3 sub-section (ii), dated 29th November, 1972, under the notification of the Government of India, in the Ministry of Labour and Rehabilitation (Department of Labour and Employment) S.O. No. 728(E), dated 17th November, 1972, for information of, and inviting objections, suggestions or representations, from, all persons likely to be affected thereby till the expiry of a period of three months from the date of publication of the said notification in the Official Gazette.

 And whereas the said Gazette was made available to the public on the 29th November, 1972;

 And whereas the objections, suggestions and representations received on the said proposals have been considered by the Central Government.

 Now therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 3, read with clause (iii) of sub-section (1) of section 4 and sub-section (2) of section 5 of the Minimum Wages Act, 1948 (11 of 1948) and In supersession of all the notifications issued on the subject, the Central Government, after consulting the Advisory Board, revises the minimum rates of wages as specified in column 2 of the Schedule annexed hereto payable to the categories of employees employed in Gypsum, Bauzite, Barytes and Manganese Mines as specified in the corresponding entries in column 1 of the said Schedule and directs that this notification shall come into force on the date of its publication in the Official Gazette.

 SCHEDULE

 Classification of work | Minimum rates of wages per day
---|---
I Gypsum Mines
Unskilled
(1) Ayah, (2) Breaker (using Manual appliances), (3) Cleaner, (4) Driver (bullock Cart,
Rs. Rs.
<table>
<thead>
<tr>
<th>Classification of work</th>
<th>Minimum rate of wages per day</th>
<th>Rs. Ps.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Camel, Donkey or Mule, (5) Dak Runner, (6) Laboratory Boy, (7) Mazdoor (Male/Female), (8) Minor, (9) Picker (Male/Female), (10) Peon, (11) Sample Boy, (12) Sweeper (Male/Female), (13) Waterman, (14) Watchmen, (15) Other categories by whatever name called which are unskilled.</td>
<td>4.00</td>
<td></td>
</tr>
</tbody>
</table>

**Semi-skilled/Unskilled Supervisory:**


**Semi-Skilled/Unskilled Supervisory:**

1. Clerk, (2) Munshi, (3) Typography, (4) Typist, (5) Other categories by whatever name called which are clerical Matriculate. |

**I. Bauxite Mines:**


**I. C. Manganese Mines:**

1. Clerical (Matriculate), (2) Clerks, (3) Dresser, (4) Loader, (5) Mazdoor (Male/Female), (6) Minor, (7) Watchman, (8) Other categories by whatever name called which are skilled. |

**II. G. manganese Mines:**


**II. Semi-Skilled/Unskilled Supervisory:**

1. Clerk, (2) Clerk, (3) Storeman, (4) Assistant, (5) Other categories by whatever name called which are clerical Matriculate. |

**II. H. G. manganese Mines:**

1. Clerical (Matriculate), (2) Cashier, (3) Clerk, (4) Register-keeper, (5) Teacher, (6) Time-keeper, (7) Typist, (8) Other categories by whatever name called which are clerical. |

**Emulations for the purposes of this notification:**

- The minimum rates are all inclusive rates including the basic rate, the cost of living allowance and the cash value of concessional supply, if any, of essential commodities, as well as the wages payable for the weekly rest day.
- The minimum rates of wages are applicable to employees engaged by contractors also.
- The minimum wages for young persons above 18 years of age shall be 75% of the rates payable to adult workers of the appropriate category.
4. (a) Unskilled work is one which involves simple operations requiring little or no skill or experience on the job. 
(b) Semi-skilled work is one which involves some degree of skill or competence acquired through training or on the job or through the education of a skilled employee, and includes unskilled supervisory work. 
(c) Skilled work is one which involves skill or competence acquired through training or on the job or through the education of a skilled employee, and includes unskilled supervisory work. 
5. Where the prevailing rates of wages of any employee as higher than the rates notified herein, the higher wages shall be treated as to minimum wages applicable for the purposes of this notification to each employee.

Sd/-

(HANS RAJ CHHABBA)
Under Secretary

[5-32019/672-WR(MW)]

Notification

DATED New Delhi the 19-7-1973

S. O. — In pursuance of section 17 of the Industrial Disputes Act, 1947 (34 of 1947), the Central Government hereby publishes the following award of the Central Government Industrial Tribunal (No. 2), Bombay in the industrial dispute between the employers in relation to the establishment of Mines and Pale Palletisation Plant of Messrs. Chowgule and Company Private Limited, Mormugao Harbour, Goa and their workmen, which was received by the Central Government on the 11th July, 1973.

SIV

S. S. SAHASRANAMAN
Under Secretary

(NO. L-39011/3/73-LR.IV)

Before the Central Government Industrial Tribunal No. 2, Bombay

Reference No. COIT-2/3 of 1973

EMPLOYERS IN RELATION TO THE ESTABLISHMENT OF MINES AND PALE PALLETS PLANT OF MESSRS. CHOWGULE AND COMPANY PRIVATE LIMITED MORMUGAO HARBOUR, GOA

And

Their workmen

PRESENT

Shri N. K. VANI
Presiding Officer

APPEARANCES:

For the Employers

Shri G. D. SHIRODKAR,
Personnel Manager.

For the workmen

Absent.

Industry: Iron Ore Mines

State: Goa, Daman and Diu.

Bombay, dated the 30th June, 1973

AWARD

By order No. L-39011/1/73-LR.IV dated 24-3-1973, the Government of India in the Ministry of Labour and Rehabilitation (Department of Labour and Employment) in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (44 of 1947) referred to this Tribunal for adjudication an industrial dispute existing between the employers in relation to the establishment of Mines and Pale Palletisation Plant of Messrs. Chowgule and Company Private Limited, Mormugao Harbour, Goa and their workmen in respect of the matters specified in the Schedule as mentioned below:

SCHEDULE

Whether the following demands of the workmen employed in Mines and Pale Palletisation Plant of Messrs. Chowgule and Company Private Limited, Mormugao Harbour, Goa are justified, namely:

(i) Additional bonus; and

(ii) Revision of pay scales.

If so, to what relief are the workmen entitled and from what date?.

2. The facts giving rise to this reference are as follows:

i) The Chowgule Employees Union, Vasco-da-Gama and Company Private Limited, Mormugao Harbour, Goa is represented by the following witnesses:

2. G. D. Shirodkar, Personnel Manager; P. S. Khare, Secretary; C. A. D. D'Souza, Assistant Labour Commissioner (O); and V. G. V. Pereira, Assistant Labour Commissioner (P).

3. The company informed the Union that the dispute was referred to the Central Government Industrial Tribunal for adjudication. The Union informed the company that it would accept the settlement and requested to inform the company of the action taken.

4. The company informed the Union that the dispute was referred to the Central Government Industrial Tribunal for adjudication. The Union informed the company that it would accept the settlement and requested to inform the company of the action taken.

5. Reference was fixed for hearing on 29-6-1973 after the settlement was produced. On 29-6-1973 the company asked for adjournment and the Union was absent.

6. Accordingly the company informed the Union that the case was fixed on 29-6-1973 by letter Ex. 3/E. In spite of this intimation the Union has remained absent.

7. Shri G. D. Shirodkar, Personnel Manager has given evidence at Ex. 2/E on 29-6-1973. His evidence proves that there was a settlement between the Company and the Union. He identifies the signatures of Messrs. P. K. Rao and D. P. Sinha representing the management. He has also signed the settlement. He also identifies the signatures of Shri Gerald Pereira and other representing the employees. He identifies the signatures of witnesses I.e. Shri S. V. Nalekar and A. K. Patil.

8. From the evidence of Shri Shirodkar, Personnel Manager I am satisfied that there was an amicable settlement between the parties during the pendency of reference, referred to this Tribunal.

9. On going through the Settlement Ex. 1/EW it is clear that pay scales of all the employees have been revised as mentioned in the settlement. Bonus has been also given. I am satisfied from the settlement that it is in the interest of both the parties. Terms of settlement are quite fair and reasonable. The same is also voluntary. I therefore accept the settlement and pass the award in terms of the settlement.

10. In the end I pass the following order:

ORDER

i) Award in terms of Settlement Ex. 1/EW is made.

ii) Settlement Ex. 1/EW is to form part of the Award.

iii) Parties to bear their own costs.

Sd/-

N. K. VANI
Presiding Officer

Central Govt. Industrial Tribunal No. 2, Bombay.
Memorandum of agreement under Section 2(p) and Section 16(1) of the Industrial Disputes Act, 1947, between the Management of Messrs. Chowgule & Company Private Limited, Mormugao Harbour, and their workers employed at Company’s Mines in Goa, represented by Chowgule Employees’ Union [CITU], Vasco-da-Gama.

Present

Representing Management: Representing the workers:

Mr. P. B. R. Rao, Mr. S. S. Naik,
General Manager, Assistant Secretary, Chowgule & Co. Pvt. Ltd., Chowgule Employees’ Union.
Mormugao Harbour.
Mr. M. D. Shirodkar,
Mr. B. K. Pawar,
Vice-President, Chowgule Employees’ Union.
Mr. S. S. Mayekar,
Member, General Council, Chowgule Employees’ Union.
Mr. Pandurang V. Dalvi,
Assistant Secretary, Chowgule Employees’ Union.
Mr. N. S. Kudke,
Assistant Treasurer, Chowgule Employees’ Union.

Short recital of the case: In its letter dated 3rd October 1972, the Union demanded for revision of pay scales, bonus, dearness allowance, uniform additional increments, extra service increment, a flat increase of Rs. 70/-, gratuity, uniforms and canteen facilities. Immediately after a week almost, the Union submitted another letter dated 9th October 1972 whereby it further demanded for confirmation of workers who have put in more than 6 months’ continuous service, promotions to all the workers strictly on seniority basis and supply of furnished quarters or in alternative substantial amount of house rent allowance. The disputes were taken up for conciliations/discussions by the Assistant Labour Commissioner, Vasco-da-Gama on 16-12-72 and 20-12-72. Subsequently, the Union vide its letter dated 1st November, 1972, further demanded immediate filling up of posts/vacancies and granting promotions to the employees strictly on the basis of seniority and granting variable dearness allowance linked with the rise in cost of living. It also demanded certain other things, vide this letter which were a repetition of the earlier demands already covered above.

On 11th December, 1972, the Union gave a strike notice for bonus and on 14th December 1972 a strike notice for pay-scales, uniforms and washing allowances, etc., and on 19th December, 1972, the Union submitted its failure report. On 24th December 1972 and 16th January, 1973 respectively. Nevertheless the Management agreed to keep the doors open for mutual negotiations. Accordingly, discussions were held on several occasions and the following mutual settlement was arrived at:

**TERMS OF SETTLEMENT**

I. Demand for revision in pay scales, flat increase, service increments, dearness allowance and uniform additional increments.

a) It is agreed between the parties that with effect from 1st January, 1973, the scale of pay of permanent employees working in the Company’s Mines at Mormugao Harbour shall be revised as under:

<table>
<thead>
<tr>
<th>Old basic pay scales excluding Fixed D.A.</th>
<th>Revised consolidated (Basic + F.D.A.) scales</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Rs. 2-85</td>
<td>Rs. 160-185-554-900-1254-1522</td>
</tr>
<tr>
<td>2. Rs. 10-90</td>
<td>Rs. 180-210-574-900-1247-1522</td>
</tr>
<tr>
<td>3. Rs. 12-110</td>
<td>Rs. 200-230-574-900-1247-1522</td>
</tr>
</tbody>
</table>

Note: The above consolidated payscales agreed to be brought into force from 1-1-1973 are inclusive of basic pay and fixed D.A. at the All India Consumers Price Index No. 166 (base: 1949=100).

b) It is further agreed between the parties that all categories of employees in the old basic scales of pay will be fitted in the above corresponding new consolidated scales of pay as from 1-1-1973.

c) It is agreed between the parties that while fitting the workers into the new consolidated (basic + F.D.A.) scales of pay, an addition of flat increase of Rs. 70/-, will be made to basic pay, Fixed D.A. and personal pay/personal allowance, if any, as on 31-12-1972. To this amount, the increment if due on 1-1-1973 in the old scales of pay which he was already enjoying, will be added. Further the difference in increments in the old scales and revised scales will also be added to the above amount. If the total amount so arrived at falls below the minimum of the new pay scales the worker will be fitted at the starting step of the new pay scale; if the amount is higher than the starting step of the new scales of pay but falls in between any two steps, the worker concerned will be fitted at the next higher step; if the amount corresponds to any step in the new pay scale, the worker concerned will be fitted at that step.

d) It is agreed that the workers fitted in the new scales of pay, as per sub-clause (c) above will draw their next increment in the scales of pay on 1-1-74.

e) It is agreed that V.D.A. for rise and fall in the All India Consumers Price Index beyond No. 165 will continue to be paid to the workers in the manner as determined by the Central Wage Board for Iron Ore Mining Industry as at present.

II. It is further agreed that if during the currency of this settlement, the Government or any authority prescribe basic scales of pay for mining workers and if such directive is on the Company, then corresponding basic pay will be worked out by separating the element of Fixed D.A. from the then existing consolidated pay on the following basis:

<table>
<thead>
<tr>
<th>For consolidated pay</th>
<th>This element of Fixed D.A. to be separated and arrive at basic pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Upto Rs. 200/-</td>
<td>Rs. 55/-</td>
</tr>
<tr>
<td>Rs. 210/- to Rs. 345/-</td>
<td>Rs. 60/-</td>
</tr>
<tr>
<td>Rs. 346/- to Rs. 409/-</td>
<td>Rs. 65/-</td>
</tr>
<tr>
<td>Rs. 470/- and above</td>
<td>Rs. 70/-</td>
</tr>
</tbody>
</table>

III. The Management agrees to fix all confirmed employees in daily scales of pay, in monthly scales of pay w. e. f. 1-1-73 with all benefits applicable to monthly rated employees.
IV. Bonus:

For the financial year 1971-72, the Company has already offered to its workers a bonus of 8.33% of their salaries/wages as required under the provisions of the Bonus Act as amended. The Union, on behalf of the workmen, agrees to accept the said payment as in full and final settlement for the financial year 1971-72.

V. As a gesture of goodwill, the Management agrees to pay to workers who are on the rolls of the Company on the date of this settlement, an ex-gratia payment equal to 3.67% of the gross salary/wages drawn by the employees during the year 1-4-1971 to 31-3-1972 excluding the payment made under clause 7 of the settlement dated 24-2-1972 and the bonus paid during the year 1971-72. It is further agreed that this ex-gratia payment will not attract any other benefits such as, provident fund, employees' State Insurance Contributions, bonus, etc.

VI. Gratuity:

Since the Management has already implemented the payment of Gratuity Act, 1972 with effect from 16th September 1972, the Union accepts the implementation of the Payment of Gratuity Act, 1972.

VII. Canteen Facilities:

In view of the Clause No. 11.2 of the Annexure to the Settlement dated 24-2-1972, the Union agrees not to press this demand.

VIII. The Union agrees to withdraw all other demands mentioned in the short recital of this settlement.

IX. The Union strongly contended for the dust allowance for the workers in the Mining Establishment. The Management refused to concede to this demand on principle. The Union has, therefore, withdrawn the demand for dust allowance also.

X. Although the new pay scales and fitments are to be effective from 1-1-1973, the Management agrees to pay an amount of Rs. 15/- representing the flat increase, for the month of December, 1972 to all permanent workers who are on the rolls on the date of this agreement.

XI. It is agreed between the parties that the fitment as per the revised scales of pay will be given effect in the pay sheet for the month of May, 1973 and all arrears arising out of this settlement will be paid along with the pay for May, 1973. Bonus due and ex-gratia payment of 3.67% will, however, be paid along with the salary of April, 1973.

XII. The Company will issue individual slips to each workman showing therein his revised pay and allowance with effect from 1-1-1973.

XIII. The Management is further pleased to accord formal recognition as provided under the Code of Discipline to Chowgule Employees' Union.

XIV. It is agreed between the parties that in respect of all points covered in this settlement and the settlement dated 24-2-1972 which have the effect of modifying any provisions of the existing standing orders of the Company, the parties hereby agree to jointly approach before 31-7-73, the Certifying Officer to incorporate the said changes in the existing Standing Orders.

XV. The Union on behalf of the workmen without prejudice to their rights and contentions, assures the Management good behaviour on the part of the workmen and that they would carry on their work in the customary manner, on resumption.

XVI. The Union on behalf of workmen agrees to honour the settlement dated 24-2-1972.

XVII. It is agreed between the parties that this settlement will come into force with effect from 1-1-1973 and will remain binding on the parties till 31-12-1976.

XVIII. It is agreed between the parties to jointly approach the Asst. Labour Commissioner (C), Vasco-da-Gama to get this settlement duly registered under the provisions of the Industrial Disputes Act, 1947 before the 15th April, 1973.

XIX. It is further agreed between the parties to jointly request the Central Government Industrial Tribunal to whom the disputes have been referred for adjudication, to give a consent award in terms of this settlement.

Signature of the parties:

1) Sd./- 2) Sd./-
   (P. B. R. Rao) (G. D. Shirodkar)
3) Sd./- 4) Sd./-
   (C. M. Prabhu) (B. K. Pawar)
5) Sd./- 6) Sd./-
   (S. S. Naik) (B. S. Mayekar)
7) Sd./- 8) Sd./-
   (Pandurang V. Dalvi) (S. S. Kudke)

Witnesses:—

1) Sd./-
   (S. V. Natekar)
2) Sd./-
   (A. K. Patil)

Mormugao Harbour,

Office of the Chief Electoral Officer

Order
No. 4-3-73/Elec.

The following order No. GOA-LA-2/72(3) dated 10-7-73 issued by the Election Commission of India, New Delhi, is hereby published for general information.

B. M. Masurkar, Chief Electoral Officer.


Election Commission of India

New Delhi dated the 20th July, 1973

19th Assembly, 1955 (Saka)

Order
No. GOA-LA-T/72(3)

Whereas the Election Commission is satisfied that Shri Prabhu Ravindra Furushottam of Tivim, Bardez Panaji, a contesting candidate for general election to the Goa, Daman and Diu Legislative Assembly from 7-Tivim assembly constituency, held in March, 1973, has failed to lodge an account of his election expenses as required by the Representation of the People Act, 1951 and the Rules made thereunder; And whereas the said candidate, even after due notice has not given any reason or explanation for the failure and the Election Commission is further satisfied that he has no good reason or justification for such failure; Now, therefore, in pursuance of section 10A of the said Act, the Election Commission hereby declares the said Shri
Prabhu Ravindra Purushottam to be disqualified for being chosen as, and for being, a member of either House of Parliament or of the Legislative Assembly or Legislative Council of a State for a period of three years from the date of this order.

By Order,
(B. N. BHARDWAJ)
Secretary to the Election Commission of India.

Agriculture Department

Notification
No. 5-3/GOI/AGR/70

In exercise of the powers conferred by sub-clause (1) of clause 4 of the Fertiliser (Movement Control) Order, 1973, the Administrator of Goa, Daman and Diu hereby authorises the Zonal Agricultural Officers to exercise the powers under said clause 4 of the Fertiliser (Movement Control) Order, 1973.

By order and in the name of the Administrator of Goa, Daman and Diu.

Abel do Rosario, Under Secretary (Development).

Local Self Government Department

Order
No. LSG/280/SW/69

Read: Government Order No. LSG/280/SW/69 dated 18-3-73.

The Government is pleased to re-constitute the following Functional Committee for the implementation of the Family and Child Welfare Project Daman Block:

Nominees of the State Social Welfare Advisory Board, Goa, Daman and Diu:
2. Smt. Maria Noemina Gama, Moti Daman — Member.
3. Smt. Evadbai, Nani Daman — Member.
4. Smt. Milaben Dinesh Parekh, Nani Daman — Member.
5. Smt. Harabhai Fakirbhai Kelafat, Kharaswad, Nani Daman — Member.

Nominees of Block Advisory Committee:
1. To be nominated later — Member.
2. To be nominated later — Member.
3. To be nominated later — Member.
4. To be nominated later — Member.
5. Block Development Officer, Daman — Treasurer.

Other Ex-officio Member:
6. Block Development Officer, Daman — Treasurer.
7. Education Officer, Daman — Member.
8. Mamlatdar, Daman — Member.
9. Health Officer, Daman — Member.

2. The tenure of the above Functional Committee will be for a period of one year from the date of issue of this Order.

3. The expenditure on the project will be borne by Government of India through the Central Social Welfare Board.

4. The Functional Committee should produce its accounts and all other relevant papers in respect of the grant before the Accountant General, Maharashtra for audit purpose annually.

5. The Services of the Block Mahila Sevika and Gram Sevikas should be placed fully at the disposal of the Functional Committee for the implementation of the Family and Child Welfare Programme and their salaries will be continued to be paid from the Block Budget.

6. The State Social Welfare Advisory Board, Goa, Daman and Diu, will be over-all charge of administration and supervision of Project.

7. The State Social Welfare Advisory Board, Goa, Daman and Diu will have the powers to appoint the necessary staff for the project in accordance with the sanctioned strength excluding Block staff. The pay scales and allowances of the staff will be in accordance with the Board’s rules.

8. The Rules and bye-laws for the working of the Functional committee would be framed by the Central Social Welfare Board, New Delhi.

9. The funds for the project would be released by the Central Social Welfare Board to the State Board, who will release the fund to the Functional Committee in accordance with the procedure that will be laid down by the Board.

10. The location of the Centres and sub-centres would be selected by the State Board.

11. The Block Advisory Committee Daman may arrange rent free accommodation for the centre and sub-centres of the project with the help of Gram Panchayats and/or/Free land for building constructions.

By order and in the name of the Administrator of Goa, Daman and Diu.

P. S. Bhatnagar, Secretary (Revenue).

Development Department ‘A’

Office of the Registrar Cooperative Societies

No. CON/LQD-5/73


3. This office order No. CON/LQD-5/51 dated 14-5-71 appointing S. N. Talwalkar, Gram Sevak, Khirapal as liquidator of aforesaid society viz Shri C. G. Komnuri Jr. Auditor Coop. Societies.

4. This office order No. CON/LQD-5/71 dated 17-12-71 appointing Shri R. R. Sawalkar, V. P. Secretary Kharapal Sangwan as liquidator in place of Shri S. N. Talwalkar, Gram Sevak Khirapal.

5. Letter No. 67/Coop/Liquidator/73/74/463 dated 25-6-73 from the Block Development Officer, Sangwan.

Order
In partial modification of this office order at Sr. No. 4 above, Shri B. B. Sawalkar, the V. P. Secretary Bhati is appointed as liquidator of Shri Siddhanath Mahila Cons. Coop. Society Ltd., Barasan Sangwan in place of Shri R. R. Sawalkar, V. P. Secretary Khirapal with immediate effect.

No. GEN-(b)-2/Goa/RMC/73

Read: 1. This office order No. GEN-(b)-2/Goa/RMC of 70 dated 30-1-70 appointing Shri S. M. Phalke agent, Goa State Coop. Bank Ltd., Mopasa branch as administrator of the North Goa State Transport Coop. Society Ltd., Mopasa to manage the affairs of the said society.

2. This office order No. GEN-(b)-2/Goa/RMC/72 dated 7-7-72 whereby a committee of three members were appointed under Section 78(1)(a) to look the affairs of the said society.

3. This office letter No. RSR/ORG/North/Transport dated 9-7-73 from the North Goa State Transport Coop. Society Ltd., from the application of a part of clause (a)(1) of Section 78 of the Maharashtra Coop. Societies Act 1960 as applied to the Union Territory of Goa, Daman and Diu for a period of one year from 2-2-1973.

Order

In exercise of the powers vested in me under Section 78 of the Maharashtra Coop. Societies Act 1960 as applied to the Union Territory of Goa, Daman and Diu, and in view of the relaxation in application of the aforesaid Section sanctionned vide Government Notification No. CDB/Coop/1732/71/2446 dated 19-7-73 excerpting the North Goa State Transport Coop. Society Ltd., from the application of a part of clause (a)(1) of Section 78 of the Maharashtra Coop. Societies Act 1960 as applied to the Union Territory of Goa, Daman and Diu for a period of one year from 2-2-1973.

Vaman Sardesai, Registrar of Coop. Societies, Goa, Daman and Diu.


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No. RES-(c)-16/-LQD/73

Read: 1. This office order No. RES-(c)-16/-LQD/70 dated 22-6-70 taking the Saraswat V. K. S. Society Ltd., into liquidation and appointing Shri R. R. Kowlenkar Inspector Goa State Coop. Bank Ltd., (Ponda) branch as liquidator of the said society.


3. This office order No. RES-(c)-16/-LQD/70 dated 23-6-72 whereunder Shri G. V. Shetye has been appointed as liquidator of the said society in place of Shri R. R. Kowlenkar.


Order

In partial modification of this office order referred to at Sr. No. 3 above Shri R. J. Parab, Supervisor Goa State Coop. Bank Ltd., Ponda branch is appointed as liquidator of Saraswat V. K. S. Society Ltd., Ponda in place of Shri G. V. Shetye with immediate effect.


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No. PRD-(c)-37/LQD/73

Read: This office interim order No. PRD-(c)-37/LQD/73 dated 12-4-73 whereunder Sukhlal Thakur, Nandita Vyayamsik Committee, Ponda was requested to show cause as to why the society be not taken into liquidation.

Order

In virtue of the powers vested in the Asstt. Registrar of Cooperative Societies under Section 162(1) of the Maharashtra Cooperative Societies Act 1960 as applied to the Union Territory of Goa, Daman and Diu read with Rule No. 84, the above mentioned society was called upon to submit his explanation/s as to why the society be not taken into liquidation within one month from the date of the issue of the above mentioned order. However no reply in this regard has been received from the society so far and I am satisfied that there is no objection to the society being taken into liquidation.

Hence I, M. N. Bhartiya, Asstt. Registrar of Coop. Societies, Goa, Daman and Diu, confirm the aforesaid order in terms of Section 102(2) of the Maharashtra Cooperative Societies Act 1960 as applied to the Union Territory of Goa, Daman and Diu.

Further, in exercise of the powers vested in me under Section 9(1) of the Maharashtra Cooperative Societies Act 1960 as applied to the Union Territory of Goa, Daman and Diu, the Goa, Daman and Diu Co-operative Housing Finance Society Ltd., Ponda is registered under code symbol No. HSG-(c)-33/-Goa.

Vaman Sardesai, Registrar of Cooperative Societies, Goa, Daman and Diu.


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Notification

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Cooperative Societies Act 1960 as applied to the Union Territory of Goa, Daman and Diu the Chs of India Employees Co-operative Credit Society Ltd., Corlim Ilhas Goa is registered under code symbol No. 3-Coop-(b)-20/-Goa.


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Notification

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Cooperative Societies Act 1960 as applied to the Union Territory of Goa, Daman and Diu, the Engineering Students' Consumers Cooperative Society Ltd., Farmagudi Ponda is registered under code symbol No. CDN-95/-Goa.


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Notification

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Cooperative Societies Act 1960 as applied to the Union Territory of Goa, Daman and Diu, the Indian Bureau of Mines Goa, Co-operative Credit and Thrift Society Ltd., Margao Goa is registered under code symbol No. 2-Coop-(b)-26/-Goa.


Before Shri M. G. Chitale, Industrial Tribunal; Goa, Daman and Diu
Reference (IT-GDD) No. 6 of 1972
Adjudication

Between
M/s. Sahyadri Transport Co., Sambhaji, Goa

The workmen employed under them.

In the matter of Bonus, gratuity, provident fund, permanency, pay-scales, dearness allowance, house rent allowance, leave, national holiday payment, overtime food allowance, etc.

Appearances:
No appearance for the Company.
No appearance for the workmen.

AWARD
(3-7-1973)

This is a reference under Section 10(1) (d) of the Industrial Disputes Act, 1947. It relates to the dispute between M/s. Sahyadri Transport Co., Sambhaji, Goa, and their workmen.

2. This reference is pending before the Tribunal since 18th June, 1972. In spite of notices the transport workers' Union which raised the demands has not filed statement of claim so far. On 19th April, 1973, Mr. Shivram Ajagnapurkar, President of the Union, appeared and applied for time to file statement of claim. Time was extended to 7th May, 1973. No statement of claim is filed even up to this day. None on behalf of the Union is present today. In view of this, I reject the demands. No order as to costs. Award accordingly.

(M. G. CHITALE)
Industrial Tribunal

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. Noronha, Under Secretary (Labour).

Order
No. LC/1/ID/23/71

The following Award given by the Industrial Tribunal, Goa, Daman and Diu, on an Industrial Dispute between M/s. Tara Tiles, Bandora-Ponda, Goa, and the workmen employed by them, is hereby published as required vide provisions of section 17 of the Industrial Disputes Act, 1947 (XIV of 1947):

Before Shri M. G. Chitale, Industrial Tribunal; Goa, Daman and Diu
Reference (IT-GDD) No. 6 of 1972
Adjudication

Between
M/s. Tara Tiles, Bandora, Ponda, Goa

And
The workmen employed under them.

In the matter of retrenchment of three workmen.

Appearances:
Shri Ramesh Desai, Labour Adviser, for the Company.
No appearance for the Workmen.

AWARD
(3rd July, 1973)

This is a reference under Section 10(1)(d) of the Industrial Disputes Act, 1947. The dispute relates to the retrenchment of three workmen with effect from 1-4-1971.

2. This reference is pending since 1971. Parties took time for settlement from time to time, but no settlement was...
Dilip Shantaram Manerkar was engaged on 30th August, 1973, as a waiter since 5-4-1972 on monthly salary of Rs. 35/- with food. According to the employers, the employee Manerkar was paid Rs. 100/- as compensation for terminating his services without notice. While awarding Rs. 100/-, I have taken into account the fact that Manerkar’s salary Rs. 35/- was with free lodging and boarding. This amount shall be paid immediately. Award accordingly. The employers have deposited the amount of Rs. 100/- with the Tribunal. Manerkar— the employee concerned may receive the amount.

SD/- M. G. CHITALE
Industrial Tribunal.

Reference (IT-GDD/No. 15 of 1973)

Adjudication
Between
M/s. Empresa Transport Acagaim-Panaji Ltd., Filter-Goa, and the workmen employed by them.

By order and in the name of the Administrator of Goa, Daman and Diu.

Before Shri M. G. Chitale, Industrial Tribunal; Goa, Daman and Diu

P. Noronha, Under Secretary, Industries and Labour.


AWARD
5th July 1973

This is a reference under Section 10(1)(d) of the Industrial Disputes Act, 1947. The demand in this reference is reinstatement of the employee—Dilip Shantaram Manerkar with effect from 4-7-1972.

2. In the statement of claim it is alleged that the services of the said employee were terminated without any notice with effect from 4-7-1972. The Union asked the employers to reinstate the employee, but the employers refused to do it. The employers’ hope that he will improve did not materialise, hence he was relieved from service from 4-7-1972 after having committed an indiscretion.

3. The employers—Dilip Shantaram Manerkar— has given evidence in his evidence he admits that he was employed by the present employers on 5-4-1972. On 4-7-1972 he went as usual to attend duty, but he was not allowed to do so. Mr. Manerkar says that no notice was sent to him prior to the termination of his services. No reasons were assigned for termination. No warnings were given prior to 4-7-1972. In the cross-examination he was shown the receipt Ex. C-1. This receipt is admittedly signed by Manerkar. It states that he is leaving service after taking his dues. In his evidence Manerkar says that the contents of the receipt that he is leaving service were not there when he signed the receipt, he merely signed the receipt of the amount, the suggestion being that these contents were added subsequently. I do not think it necessary to go into the question whether this allegation of Manerkar is correct or not, although it is difficult to say that it is ex-facto baseless. In his evidence Manerkar further suggests that he was victimised because he was working for the Union.

4. It is not disputed that Manerkar was paid Rs. 35/- per month with free lodging and boarding. Even though Manerkar was on probation, reasonable notice should have been given before terminating his services. Such a notice was not given. I, therefore, direct the employers to pay Manerkar Rs. 100/- as compensation for terminating his services without notice. While awarding Rs. 100/-, I have taken into account the fact that Manerkar’s salary Rs. 35/- was with free lodging and boarding. This amount shall be paid immediately. Award accordingly. The employers have deposited the amount of Rs. 100/- with the Tribunal. Manerkar— the employee concerned may receive the amount.

SD/- M. G. CHITALE
Industrial Tribunal.
Appearances:
Shri Ramesh Desai, Labour Advisor, for the Company.
Shri Narendra B. Shetye, General Secretary, the Goa Commercial Engineering and General Employees’ Union, for the workmen.

AWARD
4th July, 1973

This is a reference under Section 10(1)(d) of the Industrial Disputes Act, 1947. The dispute relates to the demand for reinstatement of the worker — Mr. Anthony Sebastiao Vaz.

2. Mr. N. B. Shetye, General Secretary of the Goa Commercial Engineering and General Employees’ Union, does not press the demand inasmuch as the employee concerned is no more interested in this dispute. In view of this, the demand is rejected. No order as to costs. Award accordingly.

Sd/- M. G. CHITALE
Industrial Tribunal

By order and in the name of the Administrator of Goa, Daman and Diu.

P. Noronha, Under Secretary, Industries and Labour.

Order
No. LC/1/ID(191)/72/TP-11/72

The following Award given by the Industrial Tribunal, Goa, Daman and Diu, on an Industrial Dispute between M/s. The Goa Transport Ltd., Margao, and the workmen employed by them, is hereby published as required vide provisions of section 17 of the Industrial Disputes Act 1947 (XIV of 1947):

Before Shri M. G. Chitale, Industrial Tribunal; Goa, Daman and Diu
Reference (IT-GDD) No. 1 of 1973
Adjudication
Between
M/s. The Goa Transport Ltd., Margao
And
The workmen employed under them.

In the matter of termination of services of Shri Dileep Pawar and Shri Shrikant Hassam, etc.

Appearances:
Shri Ramesh Desai, Labour Advisor, for the Company.
Shri Narendra B. Shetye, General Secretary, the Goa Commercial Engineering and General Employees’ Union, for the workmen.

AWARD
(4th July, 1973)

This is a reference under Section 10(1)(d) of the Industrial Disputes Act, 1947. The dispute relates to the demand for reinstatement of workmen — Shri Vasant Dileep Pawar and Shri Shrikant Hassan.

2. Shri N. B. Shetye, General Secretary of the Goa Commercial Engineering and General Employees’ Union does not press the demand, inasmuch as the employees concerned are no more interested in this dispute. In view of this, the demand is rejected. No order as to costs. Award accordingly.

Sd/- M. G. CHITALE
Industrial Tribunal

By order and in the name of the Administrator of Goa, Daman and Diu.

P. Noronha, Under Secretary, Industries and Labour.

Public Health Department

Order
No. A.3.72/DHIS/6027

Read: Order No. H-2/71/HSM/RMC/10464(I), dated 17-7-72.

Consequent on his accepting the offer of appointment made to him, Dr. Arun Chandras Rao is hereby appointed on temporary basis to the post of Medical Officer, Marwar Hospital, Daman under the Directorate of Health Services. Panaji with effect from 30-6-72 afternoon on the terms and conditions contained in the Government Memorandum No. H-2/71/HSM/RMC/10464(I) dated 23-11-1972.

Dr. Arun Chandras Rao has been medically examined by the Medical Board, Panaji and found fit for appointment to the post.

This issue in supersession of the earlier Government order No. A.3.72/DHIS/3627, dated 4-8-72.

By order and in the name of the Administrator of Goa, Daman and Diu.

P. Novororna, Under Secretary (Health).