

*"No carelessness until there is a cure Wear mask,
follow physical distancing & maintain hand hygiene".*

PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
I.P. Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110
Tel Nos. 011-23379900-01 Fax No.011-23370903
Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97

Date of hearing: 03.02.2021

Complainant : Sh. Kamlesh Kumar

Respondent : The Commissioner,
Labour Department,
through
Sh. Rajesh Kumar,
Labour Inspector - Present.

Grievance No. : PGC/2020/Labour/21

1. Brief facts of the case

- 1.1 Sh. Kamlesh Kumar has filed a grievance in PGC regarding non release of salary by M/s Harmeen Infonet Pvt. Ltd., Nehru Place, New Delhi. He has stated that he has worked in the company as Accountant. He has requested for release of salary for month of August 2017 (Rs.18000/-) and September 2017 (Rs.18000/-), amounting to Rs.36,000/-. He has also registered his complaint on Labour Department's helpline number but the company has not paid his dues till date.

2. Facts emerged during the proceedings

- 2.1 Sh. Rajesh Kumar, Labour Inspector, Labour Department, was present in the hearing and has submitted an Action Taken Report dated 02.02.2021 stating therein that:-
"The complainant has filed same complaint online through CPGRAM portal vide no. PMOPG/E/2019/0392199 and on receipt of the said complaint, notice was send to both the parties. The management has appeared and filed its reply stating that the complainant has worked with them from 17.06.2017 to 01.08.2017 and he left the organization w.e.f. 02.08.2017 at his own. The management has further stated that they had already paid the wages to the claimant for the period he was employed with them. For the month of June, Rs.4,333/- has been paid vide cheque no. 013683 and wages for the month of July amounting to Rs.13,097/- has been transferred through NEFT. The management has also produced attendance register and account statement of the complainant workman. However, the complainant did not appear despite notice dated 13.08.2020 and 22.01.2021 send to him, therefore, the case has been closed for non appearance of the complainant. The

*complainant had been send action taken report vide letter
01.02.2021 (copy enclosed)."*

- 2.2 The departmental representative stated that the management has given the complainant all pending salary and no balance is remaining on the part of the management. He further stated that the complainant has also filed a complaint regarding pending salary in the department and in this regard, he was given notice many times to appear before the department's officer but he did not appear even for a single hearing.
- 2.3 Sh. Rajesh Kumar, Labour Inspector further stated that the complainant was contacted on phone regarding his pending salary. However, the complainant has stated that he has left for his hometown in Uttar Pradesh and is not interested in pursuing the case pending in the Labour Department.
- 2.4 The complainant was not present in the hearing.

3. Directions

- 3.1 The case is disposed of as all the pending dues/remaining salary has already been paid by the management, as stated by the Labour Inspector during the hearing. The complainant was not present in the hearing and does not appear to be interested in pursuing the case. He was also contacted telephonically but is reluctant to pursue his case pending in the Labour Department. Further, the complainant is at liberty to approach Labour Department as well as the Commission in case he has any further grievance with regard to his present complaint.

**(SMT. MADHU SHARAN)
MEMBER (PGC)**

No. PGC/2020/Labour/21

Dated:

Copy to:

1. The Commissioner, Labour Department, Govt. of NCT of Delhi,
5- Sham Nath Marg, New Delhi-110054.
2. Sh. Kamlesh Kumar