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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

අංක 2102/42 – 2018 දෙසැම්බර් මස 21 වැනි සිකුරාදා – 2018.12.21

No. 2102/42 – FRIDAY, DECEMBER 21, 2018

(Published by Authority)

## PART I: SECTION (I) – GENERAL

### Government Notifications

My No.: IR/COM/03/P/2015/188.

#### THE INDUSTRIAL DISPUTES ACT, CHAPTER 131

THE award transmitted to me by the Arbitrator to whom the Industrial Dispute which has arisen between Y. M. Punchibanda, No. 155/2, Mangoda, Kandy - Central of the one part and The Sri Lanka Transport Board, No. 200, Kirula Road, Colombo 5 of the other part was referred by order dated 10.11.2017 made under section 4(1) of the Industrial Dispute Act, Chapter 131 (as amended) and published in the *Gazette* of the Democratic Socialist Republic of Sri Lanka Extraordinary No. 2045/16 dated 15.11.2017 for Settlement by Arbitration is hereby published in terms of section 18(1) of the said Act.

A. WIMALAWEERA,  
Commissioner General of Labour.

Department of Labour,  
Labour Secretariat,  
Colombo 05.  
08th November, 2018.

Ref. No.: IR/COM/03/P/2015/188.

#### In the matter of an Industrial Dispute

*Between,*  
Mr. Y. M. Punchibanda,  
No. 155/2, Mangoda,  
Kandy - Central  
Of One Part



*Case No. A/41/2017**and*

Sri Lanka Transport Board,  
No. 200, Kirula Road,  
Colombo 5.

Of Other Part

### THE AWARD

The Honourable Minister of Labour Trade Union Relations and Sabaragamu Development do by virtue of the powers vested in him by Section 4 (1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Acts, Nos. 14 of 1957, 62 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes – Special Provisions) Act, No. 37 of 1968 appointed me to be the Arbitrator by his order dated 10th November 2017 and referred the following disputes to me for settlement by Arbitration.

*The matter in dispute between the aforesaid parties are:-*

Whether Mr. Y. M. Punchibanda who has served as a bus driver of the Teldeniya Depot of the Sri Lanka Transport Board, had been caused injustice by termination of his services with effect from 23.02.2008, the date from which his services had been temporarily suspended, through letter No. Sri Langama/Masaka/Kam.saba/podu/dated 01.10.2015 of the Sri Lanka Transport Board and if so, to what relief he is entitled.

Appearance:

Mr. Y. M. Herath Bandara Representative for the Party of the First Part

Ms. Nimashja Vithana Attorney-at-Law for the Party of the Second Part

Both parties appeared on 24.04.2018, Party of the Second Part has filed the 1st Statement under Regulations 21(1) and 21(2) of the Industrial Disputes Regulations of 1958 as amended.

Thereafter the Applicant neither appeared on 22.05.2018, 17.07.2018 and 07.09.2018 nor filed his 1st Statement.

Therefore the case was dismissed.

In the circumstances I make no award.

19th September, 2018.

KAPILA M. SARATHCHANDRA,  
Arbitrator.