

**BEFORE THE KERALA STATE HUMAN RIGHTS COMMISSION,
THIRUVANANTHAPURAM**

**Present: Mr.Justice N.Dhinakar,
Hon'ble Chairperson**

Dated this the 15th February, 2010.

H.R.M.P.No.697 of 2008

Petitioner : . M. Rajappan Menon,
Vijaya Bhavanam,
Nedungamthuruthil Veedu,
Eroor North.P.O., Thripunithura.

Respondent:

ORDER

The complaint of the petitioner is that his retirement benefits were not given to him by the petrol pump owner where he was employed during the years 1977 – 2006.

A report was called for from the District Labour Officer, Kottayam, and in the report it is stated that the petitioner was an employee in the petrol pump and was getting a sum of Rs.2500/- (Rupees Two thousand and five hundred only) as salary per month. According to the report that as the petitioner could not continue his employment on account of illness he retired voluntarily and a sum of Rs.10,000/- (Rupees Ten thousand only) was paid to him as retirement benefit and receiving for the same receipt was also issued by the petitioner on 15..9..2007 acknowledging the receipt of the amount from the petrol pump owner. The District Labour Officer also stated that there are four employees working in the petrol

pump and it will not be a 'firm' and therefore will not come within the purview of The Payment of Gratuity Act.

In view of the above report no further orders are required from this Commission since the averments are against a private petrol pump and relates to service dispute.

The petition is therefore closed.

Justice N. Dhinakar,
Chairperson.