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Book No 468/47

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GOVERNMENT OF THE
CENTRAL PROVINCES AND BERAR



REPORT

ON THE

Administration of the Workmen's
Compensation Act, 1923 (VIII of 1923),
in the Central Provinces and Berar
during the calendar year 1946

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NAGPUR
GOVERNMENT PRINTING, C. P. & BERAR
1947

1946
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No 5(14)

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G-5(14)

No. 2615-931-XXVI

GOVERNMENT OF THE CENTRAL PROVINCES AND BERAR
LABOUR DEPARTMENT

FROM

B. L. PANDEY, Esq., M.A., LL.B.,

*Secretary to Government,
Central Provinces and Berar,*

TO

THE DIRECTOR, LABOUR BUREAU,

Government of India, Simla.

Nagpur, the 23rd April 1947.

Subject.—*Report on the Administration of the Workmen's Compensation Act
in the Central Provinces and Berar for the year 1946.*

SIR,

With reference to paragraph 3 of letter No. L-4037, dated the 11th February 1947, from the Assistant Secretary to the Government of India, Department of Labour, I am directed by the Governor of the Central Provinces and Berar, to forward a brief report on the Administration of the Workmen's Compensation Act, 1923, in the Central Provinces and Berar, during the year 1946, together with the prescribed returns A, B and C.

2. During the year under report, 301 accidents were reported to the Provincial Government under the Indian Mines Act of 1923, of which 22 were fatal and the rest were either serious or minor. In the factories coming under the purview of the Factories Act, 1934, there occurred 9 fatal, 62 serious and 1,764 minor accidents.

I have the honour to be,

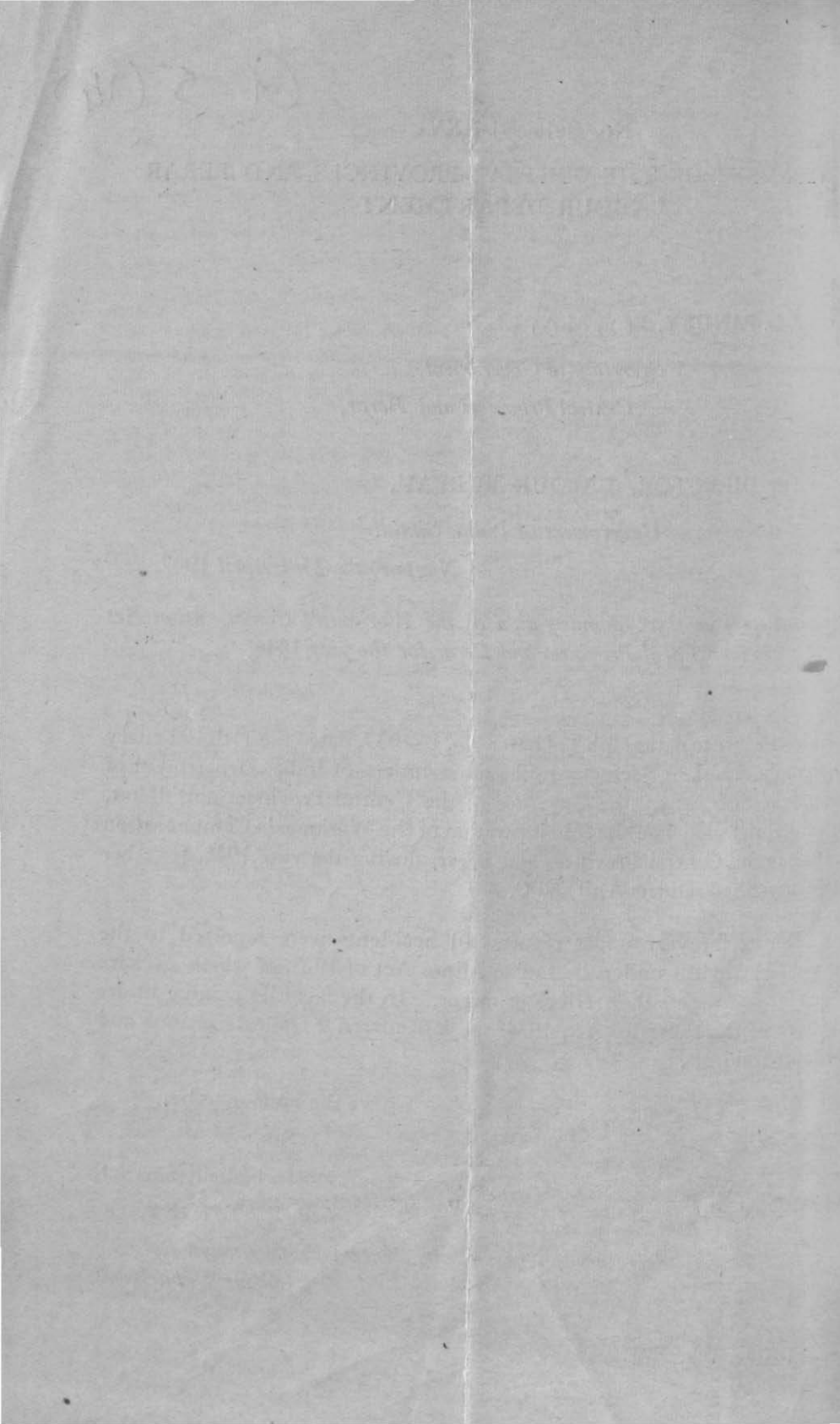
SIR,

Your most obedient servant.

B. L. PANDEY,

*Secretary to Government, Central Provinces and Berar,
Labour Department.*

Enclosure.—Report and the prescribed statements.



**REPORT ON THE ADMINISTRATION OF THE WORKMEN'S
COMPENSATION ACT, 1923 (VIII OF 1923), IN THE
C. P. & BERAR, DURING THE CALENDAR YEAR 1946.**

[The figures in brackets denote corresponding figures of 1945]

The number of Commissioners under the Act remained unchanged during the year under report.

RETURN A

2. **Award of Compensation (under Section 10).**—Thirty-three applications were pending at the commencement of the year, of which 15 related to fatal accidents, 17 to permanent disablement and one to temporary disablement. Forty-four applications were filed during the year, 14 relating to fatal accidents, 29 to permanent disablement and one to temporary disablement. Fifty-four applications were disposed of during the year; one was withdrawn, four dismissed for non-appearance, two summarily dismissed under rule 21, five admitted by the opposite party, 16 allowed in full, 14 allowed in part and 12 dismissed after contest by the opposite party. Twenty-three applications were pending at the close of the year.

3. **Commutation (under Section 7), review (under Section 6) and recovery of compensation (under Section 31).**—No applications were filed during the year under report.

4. **Proceedings other than award of compensation and deposits (under Section 8).**—No applications were filed during the year under report.

5. **Deposits (under Section 8).**—At the commencement of the year under report, 46 proceedings were pending. Ninety-one proceedings were filed during the year. Of these 137 proceedings, 103 were disposed of, leaving 34 pending.

6. **Court-fees.**—The amount of court-fees realized slightly decreased to Rs. 171-8-0 [Rs. 174-11-0].

RETURN B

7. Thirty-eight memoranda of agreements were pending from the previous year, 31 for payment of compensation for permanent disablement and seven for temporary disablement. One hundred and seventy-five memoranda were received during the year making a total of 213 memoranda for disposal. Of these 213 memoranda, 174 were registered without modification, two after modification, three not registered on account of other causes and 34 remained pending at the close of the year. The amount of compensation involved in the 174 [173] agreements registered was Rs. 60,413-0-9 [Rs. 33,951-13-6].

RETURN C

8. During the year under report, compensation was awarded in 132 [99] cases, of which 96 (92 men and 4 women) related to fatal accidents, 34 (27 men and 7 women) to permanent disablement and 2 (1 man and 1 woman) to temporary disablement.

9. Appeals and References.—Three appeals under Section 30 pending from the previous year remained pending at the close of the year. No new appeals were filed. No reference under Section 27 of the Act was pending from the last year and no new reference was made during the year.

10. Compensation deposited.—The opening balance was Rs. 60,013 [Rs. 29,529] and the amount of compensation deposited during the year was Rs. 86,799 [Rs. 94,686] including Rs. 35,503 [Rs. 22,380] from railways. In addition Rs. 20,431 [Rs. 8,903] was received from other Commissioners. Rs. 96,834 [Rs. 60,155] was awarded to dependants and Rs. 15,796 [Rs. 9,755] paid to workmen and Rs. 2,816 [Rs. 796] refunded to the depositors, leaving a balance of Rs. 51,797 [Rs. 60,013] at the end of the year.

11. Included in the amounts allotted (see paragraph 10) to women and persons under a legal disability were the following sums, invested as shown :—

Rs. 70,773 [Rs. 49,586] in Post Office Savings Bank ; and

Rs. 2,441 [Rs. 2,476] in Post Office Cash Certificates.

The remaining amount has either been paid to the dependants or held in personal deposit account.

12. Employers' returns (under Section 16).—A summary of the annual returns furnished by the employers is annexed. The laxity on the part of employers in submitting the annual returns continues in spite of the fact that the provisions of Section 18-A of the Act are freely made use of. One return was received from the Insurance Company in Nagpur on behalf of their clients.

13. The working of the Act is on the whole satisfactory.

NAGPUR :

The 25th April 1947.

S. M. AHMED,

Registrar,

High Court of Judicature at Nagpur.

STATEMENT

RETURN A.—WORKMEN'S COMPEN

Proceedings before the Commissioner for Workmen's Compensation

Return of cases filed—

1. Applications for the registration of agreements should not be
2. A separate case should be entered for proceedings under section 8

| Cases of | Pending at commencement | Filed | Received for disposal from other Commissioners | Transferred to other Commissioners for disposal | Cases disposed of without notice to the other party | | | | Total |
|---|-------------------------|-------|--|---|--|------------------------------|-----------------------------------|-------------------------|-------|
| | | | | | Withdrawn | Dismissed for non-appearance | Summarily dismissed under rule 21 | Dismissed under rule 22 | |
| (1) | (2) | (3) | (4) | (5) | (6) | (7) | (8) | (9) | (10) |
| <i>Award of compensation (under section 10).</i> | | | | | | | | | |
| Fatal accidents .. | 15 | 14 | .. | .. | .. | 1 | 1 | .. | 2 |
| Permanent disablement. | 17 | 29 | .. | .. | 1 | 3 | 1 | .. | 5 |
| Temporary disablement. | 1 | 1 | .. | .. | .. | .. | .. | .. | .. |
| Total .. | 33 | 44 | .. | .. | 1 | 4 | 2 | .. | 7 |
| <i>Commutation (under section 7).</i> | | | | | | | | | |
| Review. (under section 6) of compensation (under section 31). | .. | .. | .. | .. | .. | .. | .. | .. | .. |
| Recovery on (under section 31). | .. | .. | .. | .. | .. | .. | .. | .. | .. |
| Proceedings other than those mentioned above and not included below under "Deposits under section 8". | .. | .. | .. | .. | .. | .. | .. | .. | .. |
| Total .. | .. | .. | .. | .. | .. | .. | .. | .. | .. |
| | | | | | Disbursed to dependants of workmen, as the case may be | | | | |
| <i>Deposits (under section 8).</i> | | | | | | | | | |
| Fatal accidents [sub-section (1)]. | 40 | 63 | 17 | .. | | | 72 | | |
| Disablements of women and persons under legal disability [sub-section (1)]. | 2 | 4 | 1 | .. | | | 5 | | |
| Others [sub-section (2)]. | 4 | 6 | .. | .. | | | 3 | | |
| Total .. | 46 | 73 | 18 | .. | | | 80 | | |

SATION ACT (VIII OF 1923)

for Central Provinces and Berar for the year ending the 31st December 1946.

entered in this statement.

or section 10 in respect of each person killed or injured, as the case may be.

Cases disposed of after notice to the other party

| Cases disposed of after notice to the other party | | | | | | | Total disposed of | Pending at conclusion | Court-fee paid |
|---|-------------------------|-------|-----------|-----------------|-----------|-------|-------------------|-----------------------|----------------|
| Not contested | | | Contested | | | | | | |
| Admitted by opposite party | Allowed <i>ex parte</i> | Total | Allowed | Allowed in part | Dismissed | Total | | | |
| (11) | (12) | (13) | (14) | (15) | (16) | (17) | (18) | (19) | (20) |
| 4 | .. | 4 | 6 | 1 | 7 | 14 | 20 | 9 | Rs. a. p. |
| 1 | .. | 1 | 10 | 11 | 5 | 26 | 32 | 14 | 46 14 0 |
| .. | .. | .. | .. | 2 | .. | 2 | 2 | .. | 60 2 0 |
| 5 | .. | 5 | 16 | 14 | 12 | 42 | 54 | 23 | 2 8 0 |
| .. | .. | .. | .. | .. | .. | .. | .. | .. | 109 8 0 |
| .. | .. | .. | .. | .. | .. | .. | .. | .. | .. |
| .. | .. | .. | .. | .. | .. | .. | .. | .. | .. |
| .. | .. | .. | .. | .. | .. | .. | .. | .. | .. |
| Refunded to employer | | | | | | | | | |
| | | | 18 | | | | 90 | 30 | 51 0 0 |
| | | | .. | | | | 5 | 2 | 11 0 0 |
| | | | 5 | | | | 8 | 2 | .. |
| | | | 23 | | | | 103 | 34 | 62 0 0 |

RETURN C.—WORKMEN'S COMPENSATION ACT
(VIII OF 1923)

*Proceedings before the Commissioner for Workmen's Compensation for
Central Provinces and Berar for the year ending the 31st December 1946.*

Number of adults in each wage class to whom or in respect of whose death compensation was awarded or disbursed. [All cases of Review and Commutation and cases relating to minor workmen should be excluded.]

| Monthly wages of the workmen injured (1) | | Number of workmen | | | | | | | |
|---|--------------------------|----------------------------------|-------|----------------------------------|-------|----------------------------|-------|---------------------|-------|
| | | For temporary disablement (2) | | For permanent disablement (3) | | For fatal accidents (4) | | Total number (5) | |
| More than Rs. | But not more than Rs. | Men | Women | Men | Women | Men | Women | Men | Women |
| .. | 10 | .. | .. | 1 | 1 | 1 | 1 | 2 | 2 |
| 10 | 15 | .. | .. | 4 | 3 | 5 | .. | 9 | 3 |
| 15 | 18 | .. | .. | .. | .. | 12 | 2 | 12 | 2 |
| 18 | 21 | .. | 1 | 2 | 1 | 9 | 1 | 11 | 3 |
| 21 | 24 | .. | .. | 1 | .. | 5 | .. | 6 | .. |
| 24 | 27 | 1 | .. | 8 | .. | 10 | .. | 19 | .. |
| 27 | 30 | .. | .. | 4 | 1 | 19 | .. | 23 | 1 |
| 30 | 35 | .. | .. | 2 | 1 | 14 | .. | 16 | 1 |
| 35 | 40 | .. | .. | .. | .. | 5 | .. | 5 | .. |
| 40 | 45 | .. | .. | .. | .. | 3 | .. | 3 | .. |
| 45 | 50 | .. | .. | 1 | .. | 1 | .. | 2 | .. |
| 50 | 60 | .. | .. | .. | .. | 2 | .. | 2 | .. |
| 60 | 70 | .. | .. | 3 | .. | 3 | .. | 6 | .. |
| 70 | 80 | .. | .. | .. | .. | .. | .. | .. | .. |
| 80 | 100 | .. | .. | 1 | .. | .. | .. | 1 | .. |
| 100 | 200 | .. | .. | .. | .. | 1 | .. | 1 | .. |
| 200 | .. | .. | .. | .. | .. | 2 | .. | 2 | .. |
| Total | .. | 1 | 1 | 27 | 7 | 92 | 4 | 120 | 12 |

8

SCI.

Consolidated return relating to period from

| (1) | Accidents | | | | | |
|--------------------|---|------------------------------------|------------------------------------|-----------------------------|--------------------------|--------------------------|
| | Number of case of injuries in respect of which final compensation has been paid during the year | | | Amount of compensation paid | | |
| | Death | Perma- nent disable- ment | Tempo- rary disable- ment | Death | Permanent disablement | Temporary disablement |
| (2) | (3) | (4) | (5) | (6) | (7) | |
| | | | | Rs. a. p. | Rs. a. p. | Rs. a. p. |
| <i>Tramways—</i> | | | | | | |
| Adults | .. | .. | .. | .. | .. | .. |
| Minors | .. | .. | .. | .. | .. | .. |
| <i>Factories—</i> | | | | | | |
| Adults | 11 | 90 | 702 | 11,220 0 0 | 32,311 0 6 | 19,503 14 10 |
| Minors | .. | .. | .. | .. | .. | .. |
| <i>Mines—</i> | | | | | | |
| Adults | 6 | 8 | 231 | 4,930 0 0 | 1,481 3 3 | 1,171 4 9 |
| Minors | .. | .. | .. | .. | .. | .. |
| <i>Port Trust—</i> | | | | | | |
| Adults | .. | .. | .. | .. | .. | .. |
| Minors | .. | .. | .. | .. | .. | .. |
| Total adults .. | 17 | 98 | 933 | 16,150 0 0 | 33,792 3 9 | 20,675 3 7 |
| Total minors .. | .. | .. | .. | .. | .. | .. |

