

In the High Court of Judicature at Madras

Dated: 22.12.2014

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The Honourable Mr.JUSTICE M.M.SUNDRESH

Writ Petition Nos.10019, 11299, 13351, 13352, 28171
to 28175 of 2011 and 15614 and 15615 of 2012

M.Mohamed Bakshi Petitioner in W.P.No.10019 of 2011
M.Govindaraj Petitioner in W.P.Nos.11299,& 13351/11
G. Gnanaprakasam Petitioner in W.P. No.13352 of 2011
P.Arumugam Petitioner in W.P.No.28171 of 2011
C.Shanmugam Petitioner in W.P.No.28172 of 2011
D.Venkatesan Petitioner in W.P.No.28173 of 2011
G.Kesavan Petitioner in W.P.No.28174 of 2011
K.Perumal Petitioner in W.P.No.28175 of 2011
K.Kothandan Petitioner in W.P.No.15614 of 2012
M.Mohammed Bakshi Petitioner in W.P.No.15615 of 2012

Vs.

1. The Director,
Department of Industries and Commerce,
Chepauk, Chennai - 600 005
2. The Deputy General Manager,
Department of Industries and Commerce,
Katpadi, Vellore District
3. The Executive Officer,
Bharath Heavy Electricals Ltd., (BHEL),
Ranipet, Vellore District
4. The Deputy General Manager,
Bharath Heavy Electricals Ltd., (BHEL),
Ranipet, Vellore District
5. The Special Officer,
Indira Gandhi Industrial Complex
Service Co-operative Society,
BHEL Complex, Ranipet - 632 406
Vellore District.

..... Respondents in W.P.Nos.
10019 and 11299 of 2011

1. The Director,
Department of Industries and Commerce,
Chepauk, Chennai - 600 005
2. The Deputy General Manager,
Department of Industries and Commerce,
Katpadi, Vellore District
3. The Executive Officer,
Bharath Heavy Electricals Ltd., (BHEL),
Ranipet, Vellore District
4. The Deputy General Manager,
Bharath Heavy Electricals Ltd., (BHEL),
Ranipet-632 406, Vellore District ... Respondents in
W.P.Nos.13351 and 13352
of 2011 and 28171 to 28175
of 2011

1. The Commissioner and Director,
Department of Industries and Commerce,
Chepauk, Chennai - 600 005
2. The Deputy General Manager,
Department of Industries and Commerce,
Katpadi, Vellore District
3. The Executive Officer,
Bharath Heavy Electricals Ltd., (BHEL),
Ranipet, Vellore District
4. The Deputy General Manager,
Bharath Heavy Electricals Ltd., (BHEL),
Ranipet-632 406, Vellore District

5. S.Nilavazhagan

6. The Special Officer,
Indira Gandhi Industrial Complex
Industrial Service Co-operative
Society Limited, BHEL Complex,
Ranipet, Vellore District. ... Respondents in
W.P.Nos.15614 and
15615 of 2012

Respondent No.6 is impleaded as a party
as per order dated 5.7.2012 in M.P.Nos.
2 and 3 of 2012 in W.P.Nos.15614 and 15615
of 2012.

PETITION in W.P.No.10019 of 2011 is filed under Article 226
of The Constitution of India praying for the issuance of Writ of
Certiorari to call for the records on the file of the fifth
respondent issued in notice in ref.No.02.2010-11 dated 24.03.2011
and quash the same.

PETITION in W.P.No.11299 of 2011 is filed under Article 226 of The Constitution of India praying for the issuance of Writ of Mandamus to direct the respondents to fix the retirement age of the petitioner as 60 years from the age of 58 years in the respondent Company BHEL Ranipet.

PETITION in W.P.No.13351 of 2011 is filed under Article 226 of The Constitution of India praying for the issuance of Writ of Mandamus to direct the respondents, particularly, the first respondent to pass appropriate orders to regularize the service of the petitioner from the date of his initial appointment namely 01.04.1987 and confer all consequential service and monetary benefits in the light of his representation dated 20.01.2011.

PETITION in W.P.No.13352 of 2011 is filed under Article 226 of The Constitution of India praying for the issuance of Writ of Mandamus to direct the respondents, particularly, the first respondent to pass appropriate orders to regularize the service of the petitioner from the date of his initial appointment namely 01.04.1987 and confer all consequential service and monetary benefits in the light of his representation dated 20.01.2011.

PETITIONS in W.P.Nos.28171 to 28175 of 2011 are filed under Article 226 of The Constitution of India praying for the issuance of Writ of Mandamus to direct the respondents, particularly, the first respondent to pass appropriate orders to regularize the service of the petitioner from the date of his initial appointment namely 01.04.1987 and confer all consequential service and monetary benefits in the light of his representation dated 28.10.2011.

PETITION in W.P.No.15614 of 2012 is filed under Article 226 of The Constitution of India praying for the issuance of Writ of Certiorarified Mandamus to call for the records on the file of the fourth respondent relating to the order issued in BAP.HR.GAX.SANI dated 6.6.2012 and quash the same and direct the respondents to regularize the services of the petitioner in the post of Sanitary Worker in the third respondent Department with effect from 01.04.1987 with all consequential service and monetary benefits.

PETITION in W.P.No.15615 of 2012 is filed under Article 226 of The Constitution of India praying for the issuance of Writ of Certiorarified Mandamus to call for the records on the file of the fourth respondent relating to the order issued in BAP.HR.GAX.SANI dated 6.6.2012 and quash the same and direct the respondents to regularize the services of the petitioner in the post of Supervisor in the third respondent Department with effect from 01.04.1987 with all consequential service and monetary benefits.

For Petitioner in W.P.Nos.10019, 11299, 13351, 13352 and 28171 to 28175/2011 and 15614 and 15615 of 2012

For Respondents Nos.1 and 2 in W.P.:Mr.R.Lakshminarayanan,
Nos.10019,11299,13351,13352, 28171 Addl.Govt.Pleader
to 28175 of 2011 and 15614 and 15615
of 2012

For Respondents No.3 and 4 in W.P. : Mr.B.T.Seshadri
W.P.Nos.10019, 11299, 13351, 13352
and 28171 to 28175 of 2011

For Respondent No.5 in W.P.Nos.10019 :Mr.Manohar Gupta for
and 11299 of 2011 and 15614 and 15615 M/s.Gupta & Ravi
of 2012

For Respondents 3 and 4 in W.P.No. : Mr.D.Dasaratha Rao
15614,15615 of 2012

COMMON ORDER

Learned counsel appearing for the petitioner filed a letter before the Registry seeking withdrawal of the writ petitions and also submits that liberty may be given to the petitioners to move before the National Commission for Karmacharis, New Delhi.

2. Recording the said submission, the writ petitions are dismissed as withdrawn granting the liberty to approach the National Commission for Karmacharis, New Delhi. No costs. Consequently, the connected miscellaneous petitions are also dismissed.

Sd/-

Deputy Registrar (Judicial)

/true copy/

Sub Asst. Registrar

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To

1. The Director/ Commissioner
Department of Industries and Commerce,
Chepauk, Chennai - 600 005
2. The Deputy General Manager,
Department of Industries and Commerce,
Katpadi, Vellore District
3. The Executive Officer,
Bharath Heavy Electricals Ltd., (BHEL),
Ranipet, Vellore District

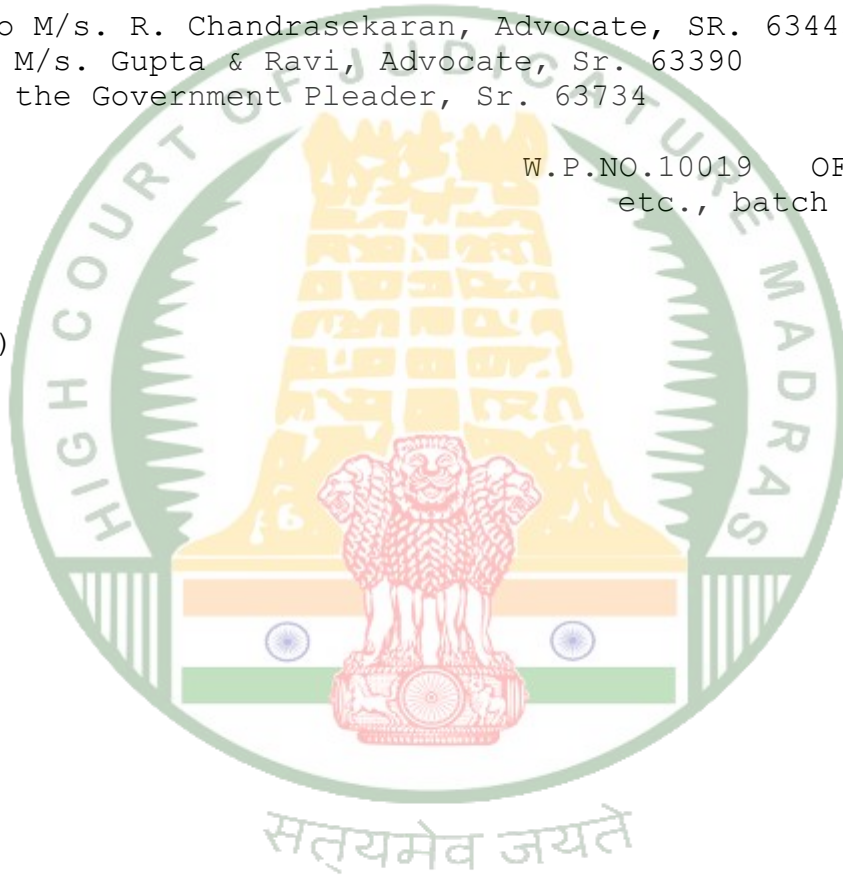
4. The Deputy General Manager,
Bharath Heavy Electricals Ltd., (BHEL),
Ranipet, Vellore District

5. The Special Officer,
Indira Gandhi Industrial Complex
Service Co-operative Society,
BHEL Complex, Ranipet - 632 406
Vellore District.

4 ccs to M/s. R. Chandrasekaran, Advocate, SR. 63443 to 63446
1 cc to M/s. Gupta & Ravi, Advocate, Sr. 63390
1 cc to the Government Pleader, Sr. 63734

W.P.NO.10019 OF 2011
etc., batch

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