

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

WEDNESDAY, THE 18TH DAY OF MARCH 2015/27TH PHALGUNA, 1936

WP(C).No. 563 of 2009 (P)

PETITIONER(S):

1. V.A.SHAJU, CONVENOR, SAMYUKTHA
THOZHILALI UNION, LOADING AND UNLOADING WORKERS
KERALA FEEDS, KALLETUMKARA AND SECRETARY
LOADING AND UNLOADING WORKERS UNION (AITUC)
KERALA FEEDS LTD., KALLETUMKARA.

2. N.V.BIJU,
SECRETARY, LOADING AND UNLOADING WORKERS UNION, (CITU)
KERALA FEEDS LTD., KALLETUMKARA., CHALAKUDY.

3. C.L.GEORGE,
SECRETARY, LOADING AND UNLOADING WORKERS UNION
(INTUC), KERALA FEEDS LTD., KALLETUMKARA
CHALAKKUDY.

4. ANIL KUMAR.N.N.,
SECRETARY, LOADING AND UNLOADING WORKERS UNION, (BMS)
KERALA FEEDS LTD., KALLETUMKARA, CHALAKKUDY.

BY ADV. SRI.A.N.RAJAN BABU

RESPONDENT(S):

1. STATE OF KERALA, REPRESENTED BY THE
CHIEF SECRETARY, GOVERNMENT OF KERALA
THIRUVANANTHAPURAM.

2. LABOUR COMMISSIONER,
KERALA HOUSING BOARD BUILDINGS, THIRUVANANTHAPURAM.

3. THE DISTRICT LABOUR OFFICER, THRISSUR.

4. THE ASSISTANT LABOUR OFFICER,
IRINJALAKUDA, THRISSUR.

5. KERALA FEEDS LTD.
(GOVERNMENT OF KERALA UNDERTAKING), KALLETUMKARA
CHALAKUDY, THRISSUR DISTRICT - 680 683.

WP(C).No. 563 of 2009 (P)

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BY ADV. SRI.E.K.NANDAKUMAR
BY ADV. SRI.K.JOHN MATHAI
BY ADV. SRI.P.BENNY THOMAS
BY ADV. SRI.ANIL D. NAIR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
18-03-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.VINOD CHANDRAN, J

W.P.(C).No. 563 of 2009

Dated 18th March, 2015

JUDGMENT

The petitioners were before this Court alleging that the workers for loading and unloading affiliated to the various Unions, whose cause the petitioners represent, were employed under a contractor. The petitioners claimed direct employment by the 5th respondent.

2. The learned Standing Counsel appearing for the 5th respondent now submits that the issue is no longer alive for consideration, since subsequent to the filing of the writ petition, there is a settlement entered into by the Management with the representative Union of loading and unloading workers, whose cause the petitioners seek to agitate before this Court. It is also submitted that the work is carried on in accordance with the said settlement.

In the above circumstances, the fact of the settlement is recorded and the writ petition is closed as infructuous.

Sd/-

K.VINOD CHANDRAN
Judge

Mrcs

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P.S. To Judge