

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

TUESDAY, THE 10TH DAY OF FEBRUARY 2015/21ST MAGHA, 1936

W.P.(C).No.607 of 2012 (A)

PETITIONER(S):-

1. SRI.S.JOHNSON,
CONVENER, ALIND WORKERS SAMRAKSHANA SAMITHI,
KUNDARA P.O., KOLLAM.
2. SRI.M.ALIYARKUTTY,
SECRETARY, ALIND WORKERS SAMRAKSHANA SAMITH,
KUNDARA P.O., KOLLAM.

BY ADVS.SRI.SIBY MATHEW
SRI.PHILIP J.VETTICKATTU
SRI.B.PREMNATH (E).

RESPONDENT(S):-

1. THE LABOUR COMMISSIONER,
OFFICE OF THE LABOUR COMMISSIONER,
THIRUVANANTHAPURAM - 695 039.
2. THE DISTRICT LABOUR OFFICER, (CONCILIATION OFFICER),
COLLECTORATE, KOLLAM - 691 001.
3. THE CHAIRMAN, MANAGING DIRECTOR,
M/S.ALUMINIUM INDUSTRIES LTD., FACTORY NO.1,
CERAMIC FACTORY ROAD, KUNDARA, KOLLAM - 691 501.

R1 AND 2 BY GOVERNMENT PLEADER SRI.V.K.RAFEEQ.
R3 BY STANDING COUNSEL SRI.P.GOPINATHA MENON.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
10-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:-

APPENDIX

PETITIONER(S) EXHIBITS:-

- EXT.P-1 TRUE COPY OF LETTER DATED 17-11-2009 ISSUED BY THE PETITIONER TO RESPONDENTS 1 & 2.
- EXT.P-2 TRUE COPY OF INTERIM ORDER DT.15-12-2009 OF THIS HON'BLE COURT IN WPC NO.36182/2009.
- EXT.P-3 TRUE COPY OF INTERIM ORDER DT.18-12-2009 OF THIS HON'BLE COURT IN WPC NO.36182/2009.
- EXT.P-4 TRUE COPY OF REQUEST DT.17-3-2010 MADE BY THE PETITIONER BEFORE THE RESPONDENT.
- EXT.P4(a) TRUE COPY OF JUDGEMENT DT.26-5-2010 OF THIS HON'BLE COURT IN WPC NO.8469/2010.
- EXT.P-5 TRUE COPY OF NOTICE DT.15-12-2011 ISSUED BY THE 1ST RESPONDENT.
- EXT.P-6 TRUE COPY OF NOTICE DT.15-12-2011 ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER.
- EXT.P-7 TRUE COPY OF COMPLAINT DT.20-12-2011 FILED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.
- EXT.P-8 TRUE COPY OF NOTICE DT.2-1-2012 ISSUED BY THE 1ST RESPONDENT.

RESPONDENTS' EXHIBITS:-

NIL.

Vku/-

(true copy)

K. Vinod Chandran, J.

W.P(C) No.607 of 2012-A

Dated this the 10th day of February, 2015

JUDGMENT

The interim order passed on 09.01.2012 reads as follows:

“Admit. Issue urgent notice returnable in ten days to respondents 1 and 2. Sri.P.Gopinatha Menon, learned standing counsel takes notice for the third respondent. There will be an interim order directing the respondents to permit the Alind Workers Samrakshana Samithi represented by the petitioners herein who are respectively the Convenor and the Secretary of the said Samithy to participate in the meeting convened to be held tomorrow by the Labour Commissioner and to put forward the demands and grievances of retired employees of Aluminium Industries Limited, Kundara. If for any reason the meeting scheduled to be held tomorrow is adjourned, in the adjourned meetings also the Alind Workers Samrakshana Samithi shall be permitted to participate”.

The writ petition is disposed of making the aforesaid interim order absolute.

Sd/-
K. Vinod Chandran,
Judge

vku/

(true copy)