

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. 32607 of 2014 (A)

PETITIONERS:-

1. TRACO CABLE STAFF ASSOCIATION,
REG.NO.04/04/93
REPRESENTED BY THE GENERAL SECRETARY
TRACO CABLE COMPANY LTD., THIRUVALLA UNIT
CHUMATHRA P.O., THIRUVALLA
PATHANAMTHITTA DISTRICT - 689 103.
2. P.A.SURENDRAN, AGED 49 YEARS
S/O.ACHANKUNJU, GENERAL SECRETARY
TRACO CABLE STAFF ASSOCIATION
TRACO CABLE COMPANY LTD., THIRUVALLA UNIT
CHUMATHRA P.O., THIRUVALLA
PATHANAMTHITTA DISTRICT - 689 103
RESIDING AT POLAKULANGARA, PUNNAKUNNAM, CHUMATHRA P.O.
THIRUVALLA, PATHANAMTHITTA DISTRICT - 689 103.

BY ADV. SRI.G.BENO

RESPONDENTS:-

1. TRACO CABLE COMPANY LTD.,
KSHB OFFICE COMPLEX, 4TH FLOOR, PANAMPILLY NAGAR
COCHIN - 682 036
REPRESENTED BY THE MANAGING DIRECTOR.
2. THE MANAGING DIRECTOR,
TRACO CABLE COMPANY LTD., KSHB OFFICE COMPLEX
4TH FLOOR, PANAMPILLY NAGAR, COCHIN
ERNAKULAM - 682 036.
3. THE HEAD OF THE DEPARTMENT [P&A],
KSHB OFFICE COMPLEX, 4TH FLOOR, PANAMPILLY NAGAR
COCHIN - 682 036.

4. WORKS MANAGER,

TRACO CABLE COMPANY LTD., THIRUVALLA UNIT
CHUMATHRA P.O., THIRUVALLA
PATHANAMTHITTA DISTRICT - 689 103.

5. A.SHAJAHAN,

CHARGEHAND, TRACO CABLE COMPANY LTD., THIRUVALLA UNIT
CHUMATHRA P.O., THIRUVALLA
PATHANAMTHITTA DISTRICT - 689 103
RESIDING AT KAVINTAE VADAKKAETHIL, KRISHNAPURAM P.O.
KAYAMKULAM, ALAPPUZHA DISTRICT - 688 014.

R1-R4 BY ADV. SRI.SAJI VARGHESE

R1-R4 BY ADV. SMT.MARIAM MATHAI

R5 BY ADV. SRI.P.RAMAKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18-03-2015,
ALONG WITH WPC. 2828/2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1. TRUE COPY OF THE RELEVANT PART OF PROMOTION POLICY DATED 26.02.2011.

EXHIBIT P2. TRUE COPY OF THE NOTIFICATION DATED 27.11.2014.

EXHIBIT P3. TRUE COPY OF THE MINUTES OF THE MEETING ON 08.01.14 AT THE OFFICE OF DISTRICT LABOUR OFFICE, PATHANAMTHITTA.

EXHIBIT P4. TRUE COPY OF THE REPRESENTATION DATED 08.01.2014 OF THE 1ST PETITIONER TO THE 2ND RESPONDENT.

EXHIBIT P5. TRUE COPY OF THE RANK LIST DATED ON 28.11.2011.

EXHIBIT P6. TRUE COPY OF THE REPRESENTATION DATED 29/10/2014 OF THE 2ND RANK HOLDER IN EXBT.P5.

EXHIBIT P7: TRUE COPY OF THE LETTER NO.98/JFTC/00/207 DATED 17.01.2015 BY THE 3RD RESPONDENT FOR TEST AND INTERVIEW ON 28.01.2015

RESPONDENT(S)' EXHIBITS: NIL

TRUE COPY

P.A TO JUDGE

jma

K. VINOD CHANDRAN, J

**W.P(C) Nos. 32607 of 2014 &
2828 of 2015**

Dated this the 18th day of March, 2015

J U D G M E N T

Since the dispute which is sought to be agitated in a petition filed under Article 226, is said to be pending conciliation before the Labour Commissioner, this Court would not invoke the extra ordinary remedy under Article 226. Writ petitions would stand closed leaving open all contentions of either parties.

Sd/-
(K. VINOD CHANDRAN, JUDGE)

jma

//true copy//

P.A to Judge