

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.08.2015

CORAM:

THE HONOURABLE MR. JUSTICE M.SATHYANARAYANAN

W.P.No.25904 of 2015

- 1.Pattali Thozhilalar Pathukappu Sangam
Rep by its General Secretary, S.Elavarasu,
Ordinance Clothing Factory,
Chennai-600 054.
- 2.Bahujan Samaj Trade Union,
Rep by its General Secretary, K.Sankar,
No.51/5, Type II, OCF Estate,
Giri Nagar, Avadi,
Chennai-600 054.
- 3.All India Anna Employee's Union,
Rep. By its General Secretary, A.Nawab
No.47, Venkatesh Nagar,
Patabiram Chathiram,
Chennai-600 072. ... Petitioners
- Vs.
- 1.The Chairman and D.G.O.F.,
Ordinance Factory Board,
Kolkata-700 001.
- 2.The General Manager,
Ordinance Clothing Factory,
Avadi, Chennai-600 054. .. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the respondents to take appropriate action by considering the individual representations of the petitioner Unions dated 01.07.2015.

For Petitioners : Mr.G.B.Saravana Bhavan

O R D E R

The petitioner Unions would alleged that all of them joined together and made a challenge to the illegal activities of some influential trade union leaders by misusing day work and there are no norms or any rules for allotment of the day work for the union leaders, but the management had allotted the day work to the leaders as mentioned in para 4 of the affidavit and the details are as under:

Sl.No	Name	Per No.	SEC	Union	Salary
1	N.R.Murthy	104137	P6	Workers Union	68035
2	G.Paramasivam	104437	P6	Workers Union	60421
3	N.Kabali	104153	P6	Workers Union	64327
4	A.Varalakshmi	104967	P1	Workers Union`	48642
5	M.V.Gajendran	104439	P3	Workers Union	57511
6	P.S.Christophe r Ravikumar	104985	P6	Workers Union	45054
7	C.Nagarajan	104560	P6	LPF	55207
8	L.Kumar	104924	P2	LPF	51792
9	C.Ashok Kumar	105196	P4	LPF	31000
10	M.Devaraj	302721	P2	LPF	52401
11	S.Poovannan	105026	P2	LPF	44018
				Total (Per Month)	578408
				Total (Per Annum)	6940896

The petitioner would further state that the workers mentioned in para 4 have not taken part in the production and inspite of it, they were given Overtime Allowance for their own personal benefits without any legal basis, which resulted in financial loss of Rs.69,40,896/- and in this regard, they submitted individual representations dated 01.07.2015 and since they have not been favoured with any response, came forward to file this writ petition.

2. Heard the submissions of the learned counsel appearing for the petitioners.

3. This Court, in the light of the above facts and circumstances and without going into the merits of the claim projected by the petitioners, directs the second respondent to consider and dispose of the petitioners' individual representations dated 01.07.2015 on merits and in accordance with law after putting on notice the persons mentioned in para 4 of the affidavit and pass orders within a period of eight weeks from the date of receipt of a copy of this order and communicate the decision taken, to the petitioner as well as to the persons concerned.

4. This Writ Petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

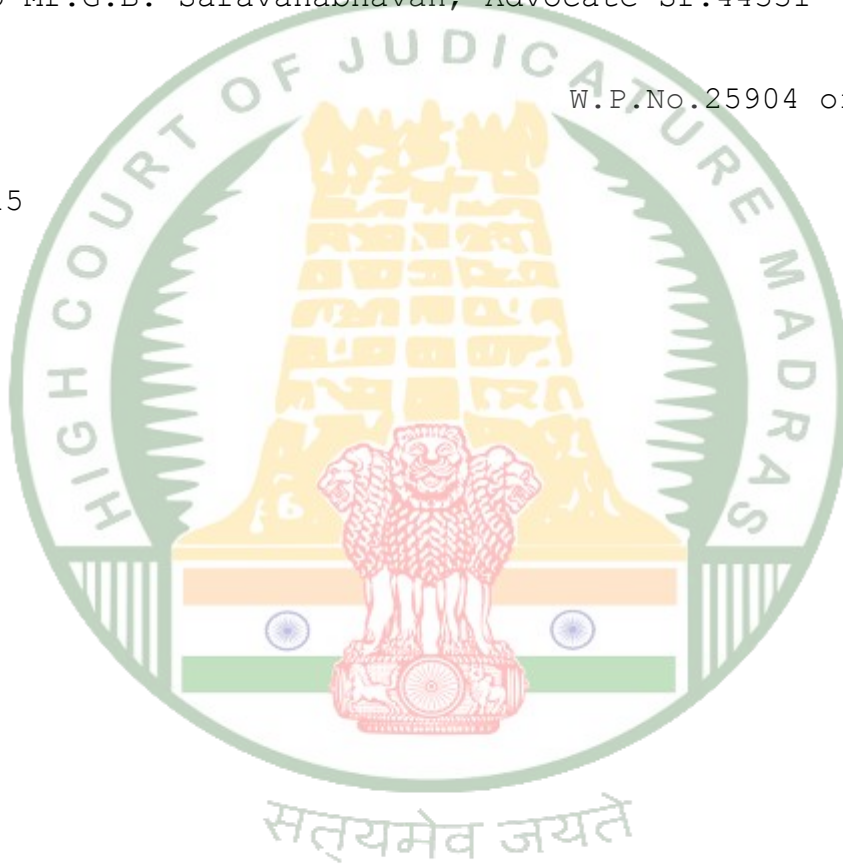
1.The Chairman and D.G.O.F.,
Ordnance Factory Board,
Kolkata-700 001.

2.The General Manager,
Ordnance Clothing Factory,
Avadi, Chennai-600 054.

+ 1 cc to Mr.G.B. Saravanabhavan, Advocate Sr.44331

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Eu 08.09.15



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