

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

Lok Adalat-II organised by the High Court Legal Services Committee

Friday, the 10th day of February, 2017

LOK ADALAT AWARD

(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)

Presided by

The Hon'ble Mr.JUSTICE J.A.K. SAMPATHKUMAR (Retd.,)

and

Members

Mr. P.Ramalingam

Mr. M. Boopathi

W.P.Nos. 24770, 34836, 34837 of 2015 and 4390 of 2016

(Writ Petitions filed under Article 226 of Constitution of India praying to issue writs, orders or directions and in particular issue a writ in the nature of Mandamus directing the 1st respondent to remit EPF subscription in respect of petitioners and employer contribution to the 2nd respondent and consequently direct the 2nd respondent to pay EPF pension to the petitioners from the date of retirement with 12 % interest)

1.M . Raju

2.R. Balakrishnan

3.P. Lakshmanan

4.S. Devaraj

5.K. Dakshinamoorthy

6.A. Perumal

7.P. Manoharan

8.S. Munian

... Petitioners in W.P.No. 24770/2015

1.R. Gandhiappan

2.M. Kaveri

3.P. Shanmugam

4.M. Viswanathan

5.K. Subramanian

... Petitioners in W.P.No. 34836/2015

1.A. Rajendran

2.S. Prabakaran

3.P. Ramasamy

4.N. Subramanian

5.S.T. Arasu

6.A. Madheswaran

7.B. Moorthy

8.S.Anthonisamy

9.C. Madhu

10.A. Chelladurai

11.V. Anthony

12.V. Alagarsamy
13.M. Pulavendran
14.M. Devadoss
15.V. Kandasamy
16.Irudhayaraj
17.R. Jeyakumar
18.R. Vijayakumaran
19.R. Nallathambi
20.P. Palanisamy
21.O. Karuppan
22.S. Arumugam ... Petitioners in W.P.No. 34837/2015

1.N. Mayavan
2.S. Ramalingam
3.P. Kamaraj
4.R. Mohan Dass
5.S. Dhanagopalan Petitioners in W.P.No.4390/2016

/vs/

- 1.The Chief Executive Officer,
Tamil Nadu Khadi and Village
Industries Board,
Kuralagam, Chennai - 108
- 2.The Regional Provident Fund Commissioner,
Tamil Nadu Region,
Royapettah High Road,
Royapettah, Chennai -14 ... 1st and 2nd Respondents in all the
W.P's
- 3.The Assistant Provident Fund Commissioner
Sub-Regional Office,
Employees Provident Fund Organization,
No.18, Madurai Road,
Trichy - 620 008 ... 3rd Respondent in W.P.No.34837/2015

These cases came up for settlement before the Lok Adalat. Mr. M.Muthupanidan, learned counsel appearing for the petitioners (in all the W.P.s) present. Mr. S.K.Bose, learned counsel appearing for the 1st Respondent (in all the W.P.s) present. Mr. K.Gunasekar, SPCCG, learned counsel appearing for the 2nd Respondent (in all the W.P.s) and the 3rd respondent (in W.P.No. 34837/2015) present. After mutual discussion, negotiation, mediation and conciliation between both the parties, they arrived at a compromise to settle the matter as follows :

JUDGEMENT

The petitioners and respondents and their respective counsels are present. Joint Memo of Compromise has been filed and it reads as follows :

After the negotiations with the respondent Tamil Nadu Khadi and Village Industries Board, the petitioners and the first respondent (alone the contesting respondent) management entered with compromise and the Khadi Board (1st respondent) agreed to pay the Provident Fund subscription amount to be paid along with 6% of interest for 4 years till the date of retirement for retired employees as well as serving employees.

Accordingly, the petitioners received the amount as per the list (39 persons) attached herewith along with the acknowledgement. The petitioners agreed to withdraw the above W.P.'s.

Proceedings of the Chief Executive Officer, Tamil Nadu Khadi and Village Industries Board, Kuralagam, Chennai, in R.C.No. 16789/VII(2)/2015, dated 8.2.2017, is filed along this.

The copy of the proceedings and acknowledging for receipt of the payment are filed herewith. Both shall form part of the record.

In view of the Joint Compromise Memo, the Writ petitions are disposed of accordingly.

Since, the first respondent alone contesting and other respondents, formal parties their presence/signature does not requires in the Joint Memo of Compromise.

sd/-
M. Raju and 38 others Counsel for Petitioners in all
W.P.s
(enclosed the signature list)

sd/-
The Chief Executive Officer,
Tamil Nadu Khadi and Village
Industries Board, सत्यमेव जयते
Kuralagam, Chennai - 108 sd/-
Counsel for 1st respondent
in all W.P.s

sd/-
Judge
sd/-
Member

sd/-
Member

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

To
The parties/Advocate concerned

Copy to

- 1.The Secretary, High Court Legal Services Committee, Chennai.
- 2.The Section Officer, V.R.Section, High Court, Madras.
- 3.The Section Officer, Lok Adalat Section, High Court, Madras.
- 4.The Section Officer, Writ Section, High Court, Madras
- 5.The Chief Executive Officer,
Tamil Nadu Khadi and Village
Industries Board,
Kuralagam, Chennai - 108
6. The Regional Provident Fund Commissioner,
Tamil Nadu Region,
Royapettah High Road,
Royapettah, Chennai -14
- 7.The Assistant Provident Fund Commissioner
Sub-Regional Office,
Employees Provident Fund Organization,
No.18, Madurai Road,
Trichy - 620 008

+2cc

W.P.Nos. 24770, 34836, 34837 of 2015
and 4390 of 2016

vsn(co)
ss(28/02/2017)

सत्यमेव जयते

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