



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Tuesday, the Twenty Fifth day of April Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice S.S.SUNDAR

WMP(MD) No.15552 of 2016
IN
WP(MD) No.9712 of 2015

S.VEERAPERUMAL

... PETITIONER/2nd RESPONDENT

Vs

1 THE CHIEF ENGINEER
TUTICORIN THERMAL POWER STATION,
TUTICORIN-628004 ...1ST RESPONDENT/WRIT PETITIONER

2 THE PRESIDING OFFICER
LABOUR COURT, TIRUNELVELI. ... 2ND RESPONDENT/1ST RESPONDENT

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to permit the petitioner to withdraw the entire amount, i.e. 25% of the amount awarded by the Labour Court, Tirunelveli which is deposited by 1st Respondent as per the order passed by this Honble Court in MP(MD) No.1 of 2015 in WP(MD) No.9712 of 2015 dated 16.06.2015

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.SUBAHARAN Advocate for M/S.M.DANIEL MANOHARAN, Advocate for the petitioner and of MR.V.PANDI Government Advocate for the Respondent No.2 and first Respondent not appeared either in person or by an Advocate the court made the following order:-

This petition is only to withdraw the amount which is lying to the credit of the Labour Court, Tirunelveli, pursuant to the deposit by the first respondent as per the order passed by this Court earlier in W.M.P.(MD) No. 1 of 2015 in W.P.(MD) No.9712 of 2015. The petitioner states that the amount which is lying is only 25% of amount awarded by the labour Court. Hence, the petitioner is permitted to withdraw the 25% of the amount which was awarded by the Labour Court and lying to the credit of the proceedings as per the direction of this Court in W.M.P.(MD) No. 1 of 2015 in W.P.(MD) No.9712 of 2015.

2.The learned counsel for the petitioner under instructions undertakes to reimburse the amount, in case, this Court allows the Writ Petition or set aside the award of the Labour Court in



entirety. The petitioner is also directed to file an affidavit of undertaking before the Labour Court.

Post the matter in usual course.

sd/-
25/04/2017

WEB COPY

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1 THE CHIEF ENGINEER
TUTICORIN THERMAL POWER STATION,
TUTICORIN-628004

2 THE PRESIDING OFFICER
LABOUR COURT, TIRUNELVELI.

+1. C.C. to M/S.M.DANIEL MANOHARAN Advocate SR.No.21042

GJM/KK/SAR-4-3.5.17-2P-4C

ORDER
IN
WMP(MD) No.15552 of 2016
IN
WP(MD) No.9712 of 2015
Date :25/04/2017