



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.03.2017

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

W.P (MD) No.3765 of 2017

V.Pandiselvam

... Petitioner

vs.

1)The Regional Commissioner of Provident Fund,
Sub Regional Office,
Bhavishya Nithi Bhavan,
Navanagar,
Hubli,
Karnataka State.

2.The Managing Director,
Murudeshwar Ceramics Ltd.,
Murudeshwar Bhavan,
Gogultiles Road,
Hubli,
Karnataka State.

... Respondents

Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, directing the 1st respondent to disburse the EPF amount due and payable to the petitioner based on the petitioner's representation submitted in person dated 16.08.2016 within a time frame as fixed by this Honourable court.

For Petitioner : Mr.B.Prahalad Ravi

ORDER

The prayer in this writ petition is for issuance of a Writ of Mandamus, directing the 1st respondent to disburse the EPF amount due and payable to the petitioner based on the petitioner's representation submitted in person dated 16.08.2016 within a time frame to be fixed by this Court.

2.The petitioner was employed at Murudeshwar Ceramics Ltd. Murudeshwar Bhavan, Hubli, Karnataka State and for the amount due to him, he has made a representation to the 1st respondent in person dated 16.08.2016. As the said representation is not considered, he has come forward with this writ petition.



3. Merely because the petitioner is residing at Madurai, that does not mean this Court has jurisdiction to direct the respondents to consider the request of the petitioner dated 16.08.2016 which has been made to EPF authorities at Hubli, Karnataka State. In this regard, it is relevant to consider the judgment of the Hon'ble Division Bench of this Court in **E. Mary Oliviya vs. E. Jsohua Milton**, reported in **(2008) 7 MLJ 1012**, wherein, the Division Bench has categorically held that mere residence of the petitioner cannot clothe the court with jurisdiction unless part of cause of action had arisen in the said place.

4. Since this Court has no territorial jurisdiction to entertain this writ petition, this Writ Petition is dismissed. No costs.

Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

1. The Regional Commissioner of Provident Fund,
Sub Regional Office,
Bhavishya Nithi Bhavan,
Navanagar,
Hubli,
Karnataka State.

2. The Managing Director,
Murudeshwar Ceramics Ltd.,
Murudeshwar Bhavan,
Gogultiles Road,
Hubli,
Karnataka State.

Nbi
AE/RR/20.03.2017/2P/3C

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