



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.03.2017

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

W.P. (MD).No.4570 of 2017

Sahayarani Hospital,
Rep. by its Proprietor
Shri. Anthony Arul Sekar,
No.205/2, Thondi Road, Kalaiyarkovil,
Sivagangai District - 630 551.

.. Petitioner

Vs.

1. Employees' State Insurance Corporation,
Rep. by its Director/Additional Commissioner,
Sub-Regional Office (Madurai),
Ministry of Labour and Employment,
Government of India,
No.2nd West Street, K.K.Nagar,
Madurai.

2. The Deputy Director,
Employees' State Insurance Corporation,
Sub-Regional Office (Madurai),
Ministry of Labour and Employment,
Government of India,
No. 2nd West Street, K.K. Nagar,
Madurai.

.. Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the respondents to consider petitioner's representation dated 30.01.2017 for either excluding payment for the un-utilized period from 11.04.2014 to 11.08.2016 towards the petitioner hospital ESI Code No.57000727900001401 or reducing the same and to regularize the ESI Account of petitioner Hospital, within the time limit fixed by this Hon'ble Court.

For Petitioner

: Mr.S.T.Sasidharan Tamilkani

O R D E R

This Writ Petition has been filed by the petitioner praying to direct the respondents to consider petitioner's representation dated 30.01.2017 for either excluding payment for the un-utilized period from 11.04.2014 to 11.08.2016 towards the petitioner



hospital ESI Code No.57000727900001401 or reducing the same and to regularize the ESI Account of petitioner Hospital, within the stipulated time.

2. Heard Mr.S.T.Sasidharan Tamilkani, the learned counsel appearing for the petitioner.

3. Considering the limited scope of the request of the learned counsel for the Writ petitioner, without expressing any opinion on the merits of the matter, this Court is inclined to issue the following direction:-

"The respondents are directed to consider the representation of the petitioner, dated 30.01.2017, and pass appropriate orders on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order."

4. Accordingly, the Writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (CO)

/True Copy/

Sub Assistant Registrar

To

1. The Director/Additional Commissioner,
Employees' State Insurance Corporation,
Sub-Regional Office (Madurai),
Ministry of Labour and Employment,
Government of India,
No.2nd West Street, K.K.Nagar,
Madurai.
2. The Deputy Director,
Employees' State Insurance Corporation,
Sub-Regional Office (Madurai),
Ministry of Labour and Employment,
Government of India,
No. 2nd West Street, K.K. Nagar,
Madurai.

+ 1 CC TO Mr.S.T.SASIDHARAN TAMILKANI, ADVOCATE IN SR No. 17106

KM/MR

<https://hccpsc.gov.in/Services/12/04/2017> : 2P/4C

ORDER MADE IN
W.P. (MD) .No.4570 of 2017
23.03.2017