

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WA No. 313 of 2018

- Ramswaroop Nirmalkar S/o Pardeshi Ram Nirmalkar, Aged About 54 Years R/o Bhagwat Chowk, Labour Camp, Ward No. 8, Jamul Cement Works, Durg, District Durg Chhattisgarh.

---- Appellant

Versus

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D.K.S. Bhawan, Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh.
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg Chhattisgarh Through Its Vice President I.M. Sharma.

---- Respondents

For the Appellants	: - Mr. Punit Ruparel, Advocate
For State	: - Mr. Prafull N. Bharat, Additional Advocate General.

Hon'ble Shri Justice Prashant Kumar Mishra
Hon'ble Shri Justice Ram Prasanna Sharma

Order on Board By
Prashant Kumar Mishra, J.

23.04.2018

1. We have heard the learned counsel for the Appellant/Writ Petitioner. We have also heard the learned Additional Advocate General.
2. Whatever be the contentions of the appellant in this appeal, the fact of the matter remains that the impugned order, on its face, was

issued by the learned Single Judge on the premise of a request on behalf of the Writ Petitioner that the Writ Petition may be disposed of in terms of the verdict in the case **Ghanaram Verma Vs State of Chhattisgarh and others** (WPS-6107 of 2017). That being so, judicial comity and propriety do not persuade us to entertain this Writ Appeal. We cannot but therefore, close this Writ Appeal without prejudice to the right, if any, of the Writ Petitioner/appellant to pursue any remedy before the learned Single Judge, by way of review or otherwise.

3. Subject to what is aforesaid, this Writ Appeal is dismissed.

Sd/

Sd/

Judge

Judge

(Prashant Kumar Mishra)

(Ram Prasanna Sharma)