

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

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

Monday, the 27th day of August, 2018

LOK ADALAT AWARD

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

Presided over by
The Hon'ble Mr.JUSTICE P.THANGAVEL (Retd.)
and

Members

Mr.Durai Kaliyarathinam
Ms.N.Jeya Bharathi

W.P.No.8160 of 2017 and WMP.No.23542 of 2017 and
WMP.No.8936 of 2017

Writ Petition has been filed under Article 226 of the
Constitution of India praying for issuance of a Writ of
Certiorari to call for the records passed by the first
respondent in A.P.No.203 of 2010 dated 09.05.2016 and to
quash the same.

The Management,
Tamilnadu State Transport
Corporation (Salem) Limited,
Bharathipuram, Salem Main Road,
Dharmapuri - 5.
Represented by its General Manager

.. Petitioner

WEB COPY

Vs.

1. The Special Deputy Commissioner of Labour,
DMS Compound, Anna Salai,
Chennai.

2. T.K.Vasanthakumar

.. Respondents

This case came up for settlement before the Lok Adalat. Both the parties are present. Mr.A.Damodaran, learned counsel for the petitioner and Mr.J.Pradeep, learned counsel for the second respondent are present.

TERMS OF SETTLEMENT

The petitioner in W.P.No.8160 of 2017 pending on the file of the High Court Madras has been referred to Lok Adalat for conciliation today.

2. The petitioner Management assisted by counsel and the second respondent assisted by counsel are present before the Lok Adalat for conciliation today.

3. The writ petition has been filed by the petitioner / Management to pass an order of writ of certiorari or any other writ, direction or order, to call for the records passed by the first respondent in A.P.No.203 of 2010 dated 09.05.2016 and to quash the same. Both parties assisted by their respective counsel made joint endorsement in the writ petition as follows:-

The petitioner and respondent agreed that the writ petitioner management has no objection to the respondent joining the service without back wages with continuity of service.

2. The respondent also agrees that he has no objection with the above said proposal of the Management.

3. The respondent agreed that the punishment of dismissal of the respondent may be modified with lesser punishment viz., stoppage of increment with three years with cumulative effect.

4. The writ petitioner agreed for the above said modification of punishment. The respondent has no objection to subject himself to undergo vision and other required medical examination before reinstatement in service. An award may be passed in terms of the Joint endorsement.

4. In view of the joint endorsement made as mentioned above, the Writ Petition is ordered in terms of joint endorsement. No order as to costs. Award is passed accordingly. Consequently connected miscellaneous petitions are closed.

sd/-
The Management,
Tamilnadu State Transport
Corporation (Salem) Limited,
Bharathipuram, Salem Main Road,
Dharmapuri - 5.
Represented by its General Manager

sd/-
Counsel for the Petitioner

sd/-
T.K.Vasanthakumar

sd/-
Counsel for the second Respondent

sd/-
Judge

sd/-
Member

sd/-
Member

Sd/-
Assistant Registrar (CS)

//True Copy//

Sub Assistant Registrar

Copy to:

The Management,
Tamilnadu State Transport
Corporation (Salem) Limited,
Bharathipuram, Salem Main Road,
Dharmapuri - 5.
Represented by its General Manager

2. The Special Deputy Commissioner of Labour,
DMS Compound, Anna Salai,
Chennai.

3. The Secretary, High Court Legal Services Committee,
Chennai.

4. The Section Officer, Writ Section, High Court, Madras.

5. The Section Officer, Lok Adalat Section, High Court,
Madras.+2 copies

W.P.No.8160 of 2017
and WMP.No.23542 of 2017
and WMP.No.8936 of 2017

ASK (24/09/2018)