

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27-07-2018

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.24221 of 2015

And

M.P.No.1 of 2015

SRF & SRF (Polymer) Employees Union,
Represented by its General Secretary,
Regn.No.821/MDS,
No.11, Bharathiyar Street,
Vimalapuram,
Manali,
Chennai. ... Petitioner

-vs-

1.Government of Tamil Nadu,
Represented by its Secretary,
Labour and Employment Department,
Fort St. George,
Chennai-600 009.

2.The Assistant Commissioner of Labour
(Conciliation) - 2,
Kuralagam,
Chennai-600 108.

3.The Management,
SRF Limited,
Manali Industrial Estate,
Chennai-600 068. .. Respondents

Writ Petition is filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, to forbear the third respondent from altering the service conditions of the members of the Trade Union whose names and details is enclosed in the annexure to this petition including discontinuance of their services or engaging contract labours/casual workers in their place which will result in non-employment, without getting prior permission from the second respondent under Section 33 of the Industrial Disputes Act, 1947 in the industrial dispute viz., No.C2/5254/15 raised by the

petitioner-Union and further direct the second respondent to conciliate and effect settlement under Section 12(3) and if no settlement is forth coming to submit failure report under Section 12(4) of the Industrial Disputes Act, 1947 and in turn direct the first respondent to refer the dispute for adjudication before the competent adjudicator.

For Petitioner - No Appearance

For Respondents-1&2- Mr.A.Raja Perumal,
Additional Government Pleader.

For Respondent-3 - Mr.Ravi for M/s.Gupta & Ravi

ORDER

The writ petition was listed for hearing on 26.07.2018 and none represented on behalf of the writ petitioner. Thus, the case is posted under the caption "For Dismissal" today on 27.07.2018 and once again on 27.7.2018, there is no representation on behalf of the writ petitioner. Thus, the writ petition stands dismissed for non-prosecution. However, there shall be no order as to costs. Consequently, connected miscellaneous petition is also dismissed.

Sd/-

Assistant Registrar (CS V)

//True copy//

Sub Assistant Registrar

Svn

To

1.The Secretary,
Government of Tamil Nadu,
Labour and Employment Department,
Fort St. George,
Chennai-600 009.

2.The Assistant Commissioner of Labour
(Conciliation) - 2,
Kuralagam, Chennai-600 108.

+1cc to Mr.Gupta & Ravi, Advocate SR.No.50950

+2cc to Government Pleader SR.No.51434, 51459

WP 24221 of 2015

SPD (CO)
GN (14/08/2018)