

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE : 25.07.2018

CORAM

THE HON'BLE MR.JUSTICE P.D.AUDIKEVALU

W.P.No.7277 OF 2004

K. Atchayalingam

... Petitioner

Vs.

1. The Presiding Officer,
Principal Labour Court,
High Court Buildings,
Chennai - 600 104

2. The Management of
Toshniwal Instruments Chennai Ltd.,
B-16, Ambattur Industrial Estate,
Chennai - 600 058

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari to call for the records from the files of the First Respondent in I.D.No.48 of 1997 and quash the impugned Award made therein dated 28.11.2003 insofar as the First Respondent has denied and negatived the Petitioner's claim for reinstatement in service, with continuity of service, with back wages and with all other attendant and consequential benefits.

For Petitioner : Mr.K.M. Ramesh

For 2nd Respondent : Mr.R. Parthiban

R1- Court

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ORDER

When the matter is taken up for hearing today, Mr.K.M. Ramesh, learned counsel appearing for the Petitioner has filed a Memo dated 25.07.2018 stating that a notice was sent to the Petitioner informing him that the case was posted for final hearing, but the same has been returned on 06.07.2018 as "Left" and he is not in a position to ascertain the whereabouts of the Petitioner and

hence he has "no instructions" to proceed further. No useful purpose would be served by keeping the Writ Petition pending, when the Petitioner does not appear to be interested in pursuing the matter. The learned counsel appearing for the Respondents are present.

2. Hence, the Writ Petition is dismissed for non-prosecution leaving it open to the Petitioner to apply for revival of the Writ Petition in accordance with law. No costs. Consequently, connected Miscellaneous Petition is closed.

Sr

Sd/-
Assistant Registrar (CS-V)

//True Copy//

Sub Assistant Registrar

To

1. The Presiding Officer,
Principal Labour Court,
High Court Buildings,
Chennai - 600 104

+1 CC TO MR.R.PARTHIBAN Advocate SR.NO. 50258

+1 CC TO MR.K.M.RAMESH Advocate SR.NO. 49865

सत्यमेव जयते W.P.No.7277 of 2004

RJ(CO)
ASK(16/08/2018)

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