

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.06.2018

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.Nos.26799 & 26800 of 2015

and

W.M.P.Nos.9471 & 24113 of 2017

M.P.Nos.1 & 1 of 2015

W.P.No.26799 of 2015

M/s.S.V.G. & Co.

Rep by its Proprietor-P.N.Lakshmi Narayanan

No.58, Post Office Street

Sholinghur-631 102.

...Petitioner

Vs.

1.The Deputy Director

Industrial Safety and Health-1

Vellore - 9.

2.ABI Showatech (India) Limited

(Light Alloy Products Division)

S.No.655, 656, 659/2B

Pullivalam Village

Banavaram Post, Walaja Taluk

Vellore Dist - 632 505.

... Respondents

Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records of first respondent in proceedings No.A/1773/2015 and quash its order dated 19.08.2015.

For Petitioner : Mr.Ravindran, Senior Counsel

For Mr.D.Abdullah [in both WPs]

For Respondents : Ms.A.Sri Jayanthi [For R1]

Special Govt. Pleader [in both WPs]

W.P.No.26800 of 2015

M/s.R.Loganathan & Company

Rep by its Proprietor-R.Loganathan

No.47/1, Kamaraj Nagar

Sholinghur-631 102.

...Petitioner

Vs.

1.The Deputy Director
Industrial Safety and Health-1
Vellore - 9.

2.ABI Showatech (India) Limited
(Light Alloy Products Division)
S.No.655, 656, 659/2B
Pullivalam Village
Banavaram Post, Walaja Taluk
Vellore Dist - 632 505.

... Respondents

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For Petitioners : Mr.Ravindran, Senior Counsel
For Mr.D.Abdullah [in both WPs]

For Respondents : Ms.A.Sri Jayanthi [For R1]
Special Govt. Pleader [in both WPs]

C O M M O N O R D E R

The learned Senior Counsel appearing on behalf of the writ petitioners fairly made a submission that though the writ petitioner has raised a ground by stating that the actions of the respondents are in violations of the principles of natural justice, now confined before this Court that it is suffice, if a direction is issued to the first respondent to conduct an enquiry in accordance with the procedures as contemplated and by issuing appropriate notice to all the parties concerned and decide the matter in accordance with law.

2.In view of the submissions made by the learned Senior Counsel, the larger relief sought for in the writ petition is now confined to the extent pleaded by the learned Senior Counsel.

3.Accordingly, the writ petitioners are at liberty to submit their explanation/objections and documents if any, to the first respondent within a period of four weeks from the date of receipt of a copy of this order. Thereafter, the first respondent shall fix a date for conduct of an enquiry by issuing appropriate notice to the respective parties and conduct an enquiry by providing all reasonable opportunities to the writ petitioners to put forth their case in accordance with law. On completion of the enquiry proceedings, the first respondent shall pass orders on merits and in accordance with law within a reasonable period of time and preferably within a period of twelve weeks thereafter.

4.With the above direction, these writ petitions are disposed of. Consequently, connected miscellaneous petitions are closed. However, there is no order as to costs.

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Sd/-
Assistant Registrar(CS VI)

//True Copy//

To

Sub Assistant Registrar

1.The Deputy Director
Industrial Safety and Health-1
Vellore - 9.

2.ABI Showatech (India) Limited
(Light Alloy Products Division)
S.No.655, 656, 659/2B
Pullivalam Village
Banavaram Post, Walaja Taluk
Vellore Dist - 632 505.

+1cc to Mr.D.Abdullah Advocate Sr.No.38522
+1cc to Government Pleader Sr.No.38685

sm:27.6.2018

W.P.Nos.26799 & 26800 of 2015

सत्यमेव जयते

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