

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:28.06.2018

C O R A M

THE HON'BLE Mr.JUSTICE P.D.AUDIKESSAVALU

W.P.No.10531 of 2004

and

WPMP No.12311 of 2004

S.Thomas

...Petitioner

vs

1.The Chief Inspector of Factories,
Chennai.

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

3. The Management,
Manali Petro Chemicals Limited,
rep. by its Managing Director,

4. The Joint Manager (Operation),
Manali Petro Chemicals Limited,
Manali, Chennai.

...Respondents

Prayer:Writ petition filed under Article 226 of the Constitution of India for issuance of a writ of certiorarified mandamus to call for the records connected with the order passed by the first respondent in G1/35111/2003 dated 10.02.2004 and the order of transfer passed by the fourth respondent in shift schedule for the month of Sep.2003 and quash both the orders and further direct the third and fourth respondents not to post unqualified persons in any hazardous nature of employment in violation the provisions of the Factories Act 1948.

For petitioner : No Appearance

For Respondents : Mr.S.Kamalesh Kannan for R1
Government Advocate

(*) For Respondents

(3 & 4) : Mrs.Nalini Chidambaram,

**Senior Counsel for M/s.L.S.M.Hasar Fizal
and Ms.C.Uma.**

O R D E R

The writ petition has been filed for issuance of a certiorarified mandamus to call for the records connected with the order passed by the first respondent in G1/35111/2003 dated 10.02.2004 and the order of transfer passed by the fourth respondent in shift schedule for the month of September 2003 and quash both the orders and further direct the third and fourth respondents not to post unqualified persons in any hazardous nature of employment in violation of the provisions of the Factories Act 1948.

2. There has been no representation for the petitioner during the earlier hearings on 18.06.2018 and 21.06.2018, as well as today despite the matter being posted under the caption 'For Dismissal'. Hence, the writ petition stands dismissed for non-prosecution. No costs. Consequently, connected miscellaneous petition is closed.

s/d-

Assistant Registrar (CO)

Dated: 13.07.2018

**(*) Corrected as per order
dated: 30.07.2018 in WP.10531/2004**

s/d-

Assistant Registrar (CO)

Dated: 28.08.2018

True Copy

Sub-Assistant Registrar

vri

To

1. The Chief Inspector of Factories,
Chennai.
2. The Assistant Commissioner of Labour,
Conciliation,
Kuralagam,
Chennai 600 108.

To be Substituted
the order already
despatched on
25.07.2018

3.The Management,
Manali Petro Chemicals Limited,
rep. by its Managing Director,

4.The Joint Manager (Operation),
Manali Petro Chemicals Limited,
Manali, Chennai.

+1 CC to M/s.C. Uma, Advocate sr 51703.

W.P.No.10531 of 2004

NA(CO)
SP(16/07/2018)

SMI/29.08.2018



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