

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.11.2019

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.34592 of 2002

P.Ayyasamy

...Petitioner

vs.

1. The Management,
The Ooty Mills[P]Ltd.,
500, Chinnamatham Palayam,
Press Colony,
Bilichi Post, Coimbatore-19.
2. The Presiding Officer,
Labour Court,
Coimbatore-641018.

... Respondents

PRAYER: 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 2nd respondent relating to the order dated 19th July 2002 in I.D.No.187 of 1999, quash the same.

For Petitioner : Mr.K.M.Ramesh
For Respondents : Mr.Shivathanumohan
for M/s.S.Ramasubramaniam
R2-Labour Court.

O R D E R

The preliminary award dated 19.07.2002 passed in I.D.No.187 of 1999 is sought to be quashed.

2. An industrial dispute was raised in the year 1999 and a preliminary award was passed on 19.07.2002, regarding the validity and fairness of the domestic enquiry conducted by the Management. The writ petition was filed in the year 2002. On account of the efflux of time, this Court is of the considered opinion that no meaningful purpose in the event of adjudicating the grounds, at this length of time. Under these circumstances, the parties are at liberty to make their grounds before the Labour Court in the industrial disputes, admittedly, pending before the Labour Court, Coimbatore.

3. The Labour Court is directed to adjudicate the industrial dispute on merits and in accordance with law by affording opportunity to all the parties concerned as expeditiously as possible and preferably within a period of six months from the date of receipt of a copy of this Order. The Labour Court shall not grant any unnecessary adjournments to the parties. The adjournments shall be granted on certain genuine grounds and by recording the reasons for such adjournments. The respective parties are directed to co-operate for earlier disposal of the industrial disputes. All the grounds raised in the present writ petition shall be raised by the parties in the industrial disputes, to be adjudicated by the Labour Court as expeditiously as possible.

4. With these directions, the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

s/d-
Assistant Registrar(CS-III)

True Copy

Sub-Assistant Registrar

ssb
To

1. The Presiding Officer,
Labour Court,
Coimbatore-641 018.

+1 CC to M/s. Gupta & Ravi, Advocate sr 94200.
+1 CC to M/s.K.M. Ramesh, advocate sr 93970.

सत्यमेव जयते

W.P.No.34592 of 2002

RP(CO)
SP(27/12/2019)

WEB COPY