

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17-10-2019

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

W.P.NO.26087 OF 2004

AND

W.P.M.P.NO.6241 OF 2005

1.Simpson and Group Companies Workers' Union,
Reg.No.847, Represented by its General Secretary,
No.89, Adithanar Salai,
Chennai-600 002.

2.Simpson and Group Companies Staff Union,
Reg.No.246, Represented by its Joint Secretary,
No.89, Adithanar Salai,
Chennai-600 002.

...Petitioners

.vs.

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

2.The Management of Addison and Company Ltd.,
No.803, Anna Salai, Chennai-600 002.

.. Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus, calling for the concerned records from the first respondent, quash the order of the first respondent bearing G.O (D) No.1029, Labour and Employment (A1) Department dated 10.08.2004 as illegal, arbitrary, contrary to Section 10 (1) of the Industrial Disputes Act and without jurisdiction and consequently direct the first respondent to refer the industrial dispute raised by the petitioner Unions vide its strike notice received by the Conciliation Officer on 07.09.1999 and 03.12.1999 for adjudication.

For Petitioners : Mr.Balan Haridoss

For Respondent-1 : Mr.D.Suriyanarayanan,
Additional Government Pleader.

For Respondent-2 : Mr.M.Vijayan
for M/s.King and Partridge.

O R D E R

The learned counsel appearing on behalf of the writ petitioners as well as the learned Additional Government Pleader appearing on behalf of the first respondent and the learned counsel appearing on behalf of the second respondent have made a submission that on account of efflux of time, the issues deserve no merit adjudication. This apart, almost 20 years lapsed on account of the fact that the litigations are pending before the Court.

2. Under these circumstances, this Court is not inclined to adjudicate the issues raised in the present writ petition. However, the respective parties are at liberty to adjudicate the same if any other grievance exists as of now in the manner known to law.

3. Accordingly, the writ petition stands closed. However, there shall be no order as to costs. Consequently, connected miscellaneous petition is also closed.

Svn

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

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

+1cc to M/s.King & Partridge, Advocate, SR.No.87093
+1cc to Mr.Balan Haridas, Advocate, SR.No.87000
+1cc to the Govt.Pleader, Vide Sr.No.87778

W.P.No.26087 of 2004

Kak(07/11/2019)