

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 20.09.2019

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

W.P.No.32105 of 2004
and
W.M.P.No.38876 of 2004

The Management of M/s.Ashok Engineering Co.,
No.13/64-B, Trichy Road,
Chintamani Pudur,
Coimbatore - 641 103,
Rep.by its Proprietor,
Mr.R.Maharajan. Petitioner

...Vs...

1.The Assistant Commissioner of Labour,
(Conciliation) - III,
Coimbatore -641 201.

2.P.K.Selvam Respondents

PRAYER : Petition filed Under Article 226 of the Constitution of India praying to issue a Writ of Certiorari to call for the records relating to the communication / notice dated 04.10.2004 issued by the Assistant Commissioner of Labour (Conciliation) - III, Coimbatore, the first respondent herein, bearing Na.Ka.No.695 of 2004 to the petitioner and quash the said communication.

For Petitioner :Mr.T.R.Sathiyamohan

For Respondents:Mr.J.Ramesh,
Additional Government Pleader for R1

R2 - dismissed vide Court Order
dated 30.09.2011

O R D E R

This Court passed an order dated 30.09.2011 as follows:

"The above matter is listed today i.e.,
30.09.2011, under the caption 'Default Cases', for non-

compliance of the requirements of the Registry, including the payment of batta.

2. The concerned counsels are directed to pay the payment of batta and to comply with the other requirements of the Registry, on or before 21.10.2011, as a last chance, and to file proof of compliance, immediately, thereafter.

3. On non-compliance of the requirements of the Registry, on or before the specified date, as directed by this Court, the writ petition shall stand dismissed, automatically, in so far as the concerned respondent(s) is/are concerned, without further reference to this Court."

2. Admittedly, the said order has not been complied with. The learned counsel for the respondent further says that the issues between the parties were also settled and the writ petition itself is filed against the enquiry notice and by this time the cause would not be existing.

3. Under these circumstances, this Court is not inclined to entertain any further adjudication and accordingly, the present writ petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

Pns
To

The Assistant Commissioner of Labour (Conciliation)-III,
Coimbatore.

+1cc to the Government Pleader Sr.81585

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gp[co]
srg 15/11/2019