

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.10.2019

CORAM

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.20169 of 2010

and

M.P.No.1 of 2010

New Democratic Labour Front
Dr.Mehta's Hospitals Branch
Reg.No.43/TVR
110/63, N.S.K.Road,
Kodambakkam,
Chennai - 600 024

...Petitioner

Vs.

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

2.Labour Officer II
3rd Floor,
Kuralagam,
Chennai - 600 108

3.Management,
Dr.Mehta's Hospitals,
No.2, Mc Nicholas Road,
Chetpet, Chennai - 600 031

..Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, forbearing the 3rd respondent from altering the service conditions of the members of the petitioner union, whose names are given in the annexure to this affidavit in any manner including discontinuance of service without getting permission under Section 33 of the Industrial Disputes Act, 1947 in the industrial disputes raised regarding charter of demands which includes the permanency of the workmen shown in the Annexure to the affidavit which is pending conciliation before the 3rd respondent as dispute No.B/385/10 and further direct the conciliation officer viz., 2nd respondent to conciliate and effect settlement and if no settlement is forthcoming to submit failre report under Section 12(4) of the Industrial Disputes Act and in turn direct the Government to refer the

dispute for adjudication before the competent adjudicator and to pass such other orders or directions as this Hon'ble Court may deem fit and proper in the circumstances of the case and to award costs and render justice.

For Petitioner : Mr.Balan Haridas
For Respondents : Mr.J.Ramesh
Additional Government Pleader
[For R1 & R2]
M/s.Uma Vijayakumar
[For R3]

O R D E R

The learned counsel for the writ petitioner made a submission that the issues between the parties were settled. Thus, no further adjudication needs to be entertained in respect of the grounds raised in the present writ petition.

2. Accordingly, the writ petition stands disposed of as infructuous. However, there shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

1.The Secretary,
Labour and Employment Department,
Fort St.George,
Chennai - 600 009

2.Labour Officer II
3rd Floor,
Kuralagam,
Chennai - 600 108

3.Management,
Dr.Mehta's Hospitals,
No.2, Mc Nicholas Road,
Chetpet, Chennai - 600 031

+1cc to the Government Pleader SR.90690

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BS (CO)
CB(04/12/2019)