

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 03.10.2019

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

W.P.No.7813 of 2019

&

W.M.P.No.8448 of 2019

The Management of Karu K.C.P. Packaging Ltd.,
662/2, Marchinaickenpalayam,
Ambarampalayam (PO),
Pollachi Taluk,
Pollachi - 642 103.Petitioner

..Vs..

1.The Management of B.V.V Paper Industries Unit 2,
662/2 Marchinaickenpalayam,
Ambarampalayam Post, Pollachi,
Head Office at B.V.V. Krishnaprasath,
46, Soundararaja Krishnamoorthy Street,
Gandhi Nagar, Udumalpet.

2.N.Kalimuthu

3.C.Kanagaraj

4.M.Ramanujam

...Respondents

Petition filed Under Article 226 of the Constitution of India praying to issue a Writ of Certiorari to call for the records of the Presiding Officer, Labour Court, Coimbatore relating to the impugned award dated 08.09.2017, quash the same as illegal, arbitrary and devoid of merits.

For Petitioner : Mr.Abraham Prabhu G

For Respondent : Mr.A.Deivasigamani
(for R.2 to R.4)

ORDER

The award dated 08.09.2017 is under challenge in the present writ petition.

2.The learned counsel appearing on behalf of the petitioner

made a submission that the petitioner/management is closed under Regulation 6 of the Insolvency and Bankruptcy Board of India (Insolvency Resolution Process for Corporate Persons) Regulations, 2016 and in this regard, a public announcement under Form A was also made and therefore, all the Creditors are at liberty to file their claim petitions before the Authority concerned.

3.In view of the fact that the Management is already closed, the respondent/workmen are at liberty to file their respective claim petitions before the Authorities Competent for the purpose of settling their dues.

4.Accordingly, this writ petition stands disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-VI)

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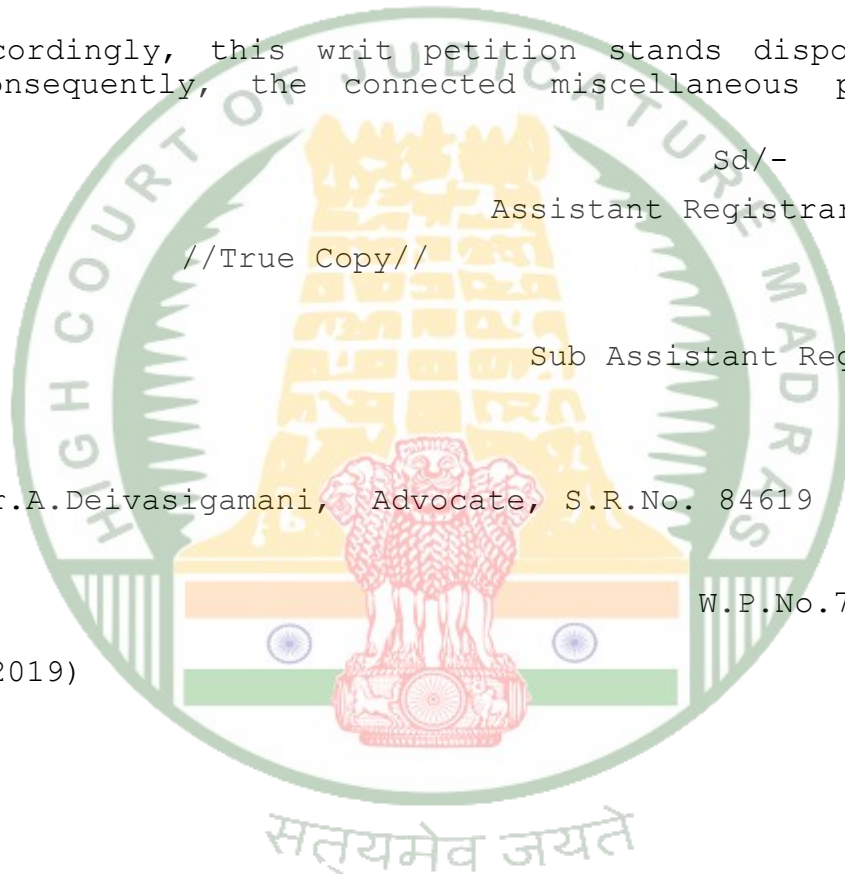
Sub Assistant Registrar

mrm

+1cc to Mr.A.Deivasigamani, Advocate, S.R.No. 84619

W.P.No.7813 of 2019

PPA (CO)
GN(19/11/2019)



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