

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.11.2019

CORAM :

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN
and
THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.A.No.1580 of 2016
and
C.M.P.No.19751 of 2016

The Management of Tamil Nadu State
Transport Corporation Ltd.,
45, Chennimalai Road,
Erode - 1,
Rep. by its General Manager ... Appellant/Petitioner

Vs

1.The Assistant Commissioner of Labour,
Salem.

2.A.Mallaian, S/o.Andi Naicken,
4/1, Amman Nagar, 8th Cross.
T.Sellapandipalayam,
Karur - 3. ... Respondents/Respondent

PRAYER : Appeal against the order dated 22.02.2016 passed in
W.P.No.35103 of 2015, by this Court.

W.P.No.35103/2015:

This Writ Petition filed under Article 226 of the
Constitution of India, praying for issuance of a Writ of
Certiorari to call for the records from the Assistant
Commissioner of Labour Salem made in P.G. No. 20/2015 dated
20.07.2015 and quash the same.

For Appellant :Mr.P.Kannan Kumar
For 2nd Respondent :Ms.Ramapriya Gopalakrishnan

J U D G M E N T

(Judgment of the Court was delivered by N.KIRUBAKARAN, J)

The 2nd respondent/workman after retirement claimed gratuity
amount by filing appropriate proceedings before the authorities.
The authorities passed an order, directing the appellant to pay
the amount. Against the said order, Writ Petition was filed and

the same was dismissed. However, the learned single Judge has given liberty to the 2nd respondent to move this Court for further directions, if the workman faced any difficulty in implementing the Writ Petition's order. Contempt petition has been filed by the 2nd respondent and the amount has also been deposited by the appellant, except the difference in interest. Since the amount has already been deposited and withdrawn by the 2nd respondent, nothing survives in this Writ Appeal.

2. Accordingly, the Writ Appeal is disposed of. No costs. Consequently, connected Miscellaneous Petition is also closed.

s/d-
Assistant Registrar (CS-III)

True Copy

Sub-Assistant Registrar

To

1. The General Manager
Management of Tamil Nadu State
Transport Corporation Ltd.,
45, Chennimalai Road,
Erode - 1,

2. The Assistant Commissioner of Labour,
Salem.

W.A.No.1580 of 2016

RSI (CO)
SP(23/01/2020)

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