

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.1588 of 2016  
and  
C.M.P.No.19759 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.Appachi, S/o.Arunachala Gounder,  
416, Mariamman Kovil Street,  
Kavilipalayam Post,  
Sakthi Via, Erode Dt.

... Respondents/Respondent

PRAYER : Appeal against the order dated 22.02.2016 passed in  
W.P.No.35111 of 2015, by this Court.

W.P.No.35111/2015:

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.28/2015 dated  
20.07.2015 and quash the same.

For Appellant :Mr.P.Kannan Kumar  
For 2<sup>nd</sup> Respondent :Ms.Ramapriya Gopalakrishnan

J U D G M E N T

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

The 2<sup>nd</sup> 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 2<sup>nd</sup> 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 2<sup>nd</sup> 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 Since the amount has already been deposited and withdrawn by the 2<sup>nd</sup> 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.1588 of 2016

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

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