

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.11.2019

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.21978 of 2014

Tamil Nadu General Workers Union
Nash Industries Employees Branch
Regn.No.289/CPT/1975
Rep.by its General Secretary
No.2A, Kovur Vaidyanathan Street,
Chintadripet, Chennai 600 002.

...Petitioner

vs.

1. Government of Tamil Nadu
Rep.by its Secretary
Labour and Employment Department
Fort St.George, Chennai 600 009.
2. The Assistant Commissioner of Labour II (Conciliation),
Kuralagam, Chennai 600 108.
3. The Management
Nash Industries (I) Pvt.Ltd.,
Plot No.119, 121, 123, 125 and 127 A
SIDCO Industrial Estate, Thirumazhisai
Tiruvallur District 600 124.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to direct the 2nd respondent to enquire into the complaint dated 12.06.2014 of the petitioner and to submit report to the Government to issue orders to prosecute the 3rd respondent for violating the settlement dated 18.03.2014 entered with the petitioner union under Section 18(1) of the Industrial Disputes Act, 1947 in accordance with Section 29 of the Industrial Disputes Act, 1947 and further to direct 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 closure without taking prior permission under Section 250 of the Industrial Disputes Act, 1947.

For Petitioner : M/s.Balan Haridas

For Respondents : Mr.J.Ramesh

Additional Government Pleader
for RR1 & 2.

Mr.S.Ravindran, Senior Counsel
for Mr.S.Bazeer Ahmed for R3.

O R D E R

The learned counsel appearing for the writ petitioner made a submission that the Industry is closed. Thus, no further adjudication is required in respect of the grounds raised in the present writ petition. If any grievance exists for the writ petitioner, it is left open to them to adjudicate the same in the manner known to law.

2. Accordingly, the writ petition stands disposed of as infructuous. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

To

1. The Secretary
Government of Tamil Nadu
Labour and Employment Department
Fort St.George,
Chennai 600 009.
2. The Assistant Commissioner of Labour II(Conciliation),
Kuralagam
Chennai 600 108.
3. The Management
Nash Industries (I) Pvt.Ltd.,
Plot No.119, 121, 123, 125 and 127 A
SIDCO Industrial Estate
Thirumazhisai
Tiruvallur District 600 124.

+1 cc to M/s.S.Bazeer Ahamed,Advocate Sr.No. 92208

+1 cc to The Government Pleader Sr.No. 91962

AKM/19.12.19/2P-6C /

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