

THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :23.09.2019

CORAM

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

W.P.Nos.5135 to 5140, 5475 to 5478, 6496 to 6500, 7200 & 7221,
7324 to 7326, 7327 to 7331, 8064 to 8068, 8069 to 8076, 9289,
10400 to 10402, 10506, 10334, 10507 & 10508 of 2017

and

W.M.P.Nos.5429 to 5432, 5832 to 5835, 7011 to 7015, 7861 & 7862,
7990 to 7992, 7993 to 7997, 8825 to 8829, 8830 to 8837, 10261,
11301 to 11303, 11397, 11266, 11398 & 11399 of 2017

1. THE MANAGING DIRECTOR,
FOOD CORPORATION OF INDIA,
NO.16-20, BARAKHAMBA LANE,
CONNAUGHT PLACE,
NEW DELHI - 100 001

2. THE ZONAL MANAGER,
FOOD CORPORATION OF INDIA,
NO.2, HADDOWS ROAD,
CHENNAI - 600 006

..Petitioners in all W.Ps

vs

1. THE PRESIDING OFFICER,
CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL
CUM LABOUR COURT,
SHASTRI BHAVAN,
CHENNAI - 600 006

..1st Respondent in all W.Ps

SH.K.MANI ...2nd RESPONDENT in WP No.5135 of 2017

SH.I.CHINNADURAI ...2nd RESPONDENT in WP No.5136 of 2017

SH.K.GOVINDHARAJ ...2nd RESPONDENT in WP No.5137 of 2017

SH.P.VEDHAMUTHU ...2nd RESPONDENT in WP No.5138 of 2017

SH.M.ARUNACHALAM ...2nd RESPONDENT in WP No.5139 of 2017

SH.K.G.MUTHUKUMAR ...2nd RESPONDENT in WP No.5140 of 2017

SH. M.ARASAN	...2 nd	RESPONDENT	in WP No.5475 of 2017
SH.A.FRANCIS	...2 nd	RESPONDENT	in WP No.5476 of 2017
SH. K.PONNUSWAMY	...2 nd	RESPONDENT	in WP No.5477 of 2017
SH.C.MUNUSWAMY	...2 nd	RESPONDENT	in WP No.5478 of 2017
SH. G. RAJABADHAR	...2 nd	RESPONDENT	in WP No.6496 of 2017
SH.M.DILLI	...2 nd	RESPONDENT	in WP No.6497 of 2017
SH.S. DILLIRAJ	...2 nd	RESPONDENT	in WP No.6498 of 2017
SH.A.RAGHAVAN	...2 nd	RESPONDENT	in WP No.6499 of 2017
SH.P.SABAPATHY	...2 nd	RESPONDENT	in WP No.6500 of 2017
SH.M.JAYAVEERAN	...2 nd	RESPONDENT	in WP No.7220 of 2017
SH.U.SETTU	...2 nd	RESPONDENT	in WP No.7221 of 2017
SH.J.DILLI	...2 nd	RESPONDENT	in WP No.7324 of 2017
P.THULASI	...2 nd	RESPONDENT	in WP No.7325 of 2017
SH.A.KATHIRVEL	...2 nd	RESPONDENT	in WP No.7326 of 2017
SH.G.RAJENDRAN	...2 nd	RESPONDENT	in WP No.7327 of 2017
SH.E.MOHAN	...2 nd	RESPONDENT	in WP No.7328 of 2017
SH.S.MANI	...2 nd	RESPONDENT	in WP No.7329 of 2017
SH.M.CHITHIRAI	...2 nd	RESPONDENT	in WP No.7330 of 2017
SH. A. KUPPUSWAMY	...2 nd	RESPONDENT	in WP No.7331 of 2017
SH.G.SHANKAR	...2 nd	RESPONDENT	in WP No.8064 of 2017
SH.M.CHAKKARAVARTHY	...2 nd	RESPONDENT	in WP No.8065 of 2017
SH.G.GUNASEKAR	...2 nd	RESPONDENT	in WP No.8066 of 2017
SH.R.BALASUBRAMANIYAN	...2 nd	RESPONDENT	in WP No.8067 of 2017
SH.E.KAMARAJ	...2 nd	RESPONDENT	in WP No.8068 of 2017
SH.N.RAJENDRAN	...2 nd	RESPONDENT	in WP No.8069 of 2017

SH.R.THANTHONY	...2 nd	RESPONDENT	in WP No.8070 of 2017
SH.M.GUNALAN	...2 nd	RESPONDENT	in WP No.8071 of 2017
SH.K.SUBRAMANI	...2 nd	RESPONDENT	in WP No.8072 of 2017
SH.D.RAJA	...2 nd	RESPONDENT	in WP No.8073 of 2017
SH.G.SUBRAMANI	...2 nd	RESPONDENT	in WP No.8074 of 2017
SH.M.VARADHAN	...2 nd	RESPONDENT	in WP No.8075 of 2017
SH.D.T.K.DURAIRAJ	...2 nd	RESPONDENT	in WP No.8076 of 2017

2 A.SIVALINGAM

3 A.DHANASEKAR

4 V.BAGAVANDOSS

5 A.SHANKAR

6 V.SIGAMANI

7 U.MARIMUTHU

8 J.CHANDRAN

9 S.RAVICHANDRAN

10 S.RAJENDRAN

11 I.SURYAMOORTHY

12 S.CHANDRASEKARAN

13 D.MANOCHARAN

14 M.JAGDEDEESAN

15 C.GUNASEKARAN

16 N.MURUGAN

17 C.DHARMAN ...RESPONDENTS 2 to 17 in WP No.9289 of 2017

2 RAJENDRAN

3 BASKAR

4 SELVI

5 SUMATHI

6 REETA ...RESPONDENTS 2 to 6 in WP No.10400 of 2017

2 P.GOPAL

3 M.SELVAM

4 M.YESIYAN

5 M.M.DEVACHITHAM

6 K.DOSS

7 D.SELVAM ...RESPONDENTS 2 to 7 in WP No.10401 of 2017

2 ANNAMMAL

3 JOTHI

4 MANJULA

5 DHANALAKSHMI

6 RAJA

(Rep by his Mother and Natural
Guardian, Annammal, the 2nd Petitioner
herein) ...RESPONDENTS 2 to 6 in WP No.10402 of 2017

2 SMT.MALLIKA

3 KANAGAVALLI

4 MUNIAMMAL

5 POORNIMA

6 SANTHOSHKUMAR

7 RAJAN

8 RAJKUMAR ...RESPONDENTS 2 to 6 in WP No.10506 of 2017

2 SAROJA

3 PREMA

4 SAMPATH

5 ABIMANYU

6 DEIVANITI

7 RENUKA

8 KAMALADASAN

9 DEIVENDRAN

10 SUDHAKAR ...RESPONDENTS 2 to 10 in WP No.10334 of 2017

2 K.SEKAR

3 P.KOTHANDAN

4 M.MUNUSAMY

5 M.PALANI

6 R.SOUNDARARAJAN

7 P.RAVI

8 P.MAYANDI

9 K.KATHAVARAYAN

10 P.SAMPATH ...RESPONDENTS 2 to 10 in WP No.10507 of 2017

2 E.MOHAN

3 R.MUNUSWAMY

4 B.SAMPATH

5 N.NAGAMUTHU

6 R.MURALI

7 K.CHANDRAN

8 G.RAGHU

9 A.PANDURANGAN

10 S.DHANAPAL

11 M.KRISHNAMURTHY.

..RESPONDENTS 2 to 11 in WP No.10508 of 2017

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records from the file of the first Respondent, the Presiding Officer Central Govt. Industrial Tribunal Cum Labour Court, Chennai relating to the order dated 07.12.2016 in I.A.No.188 of 2016 in C.P.No.5 of 2016, I.A.No.191 of 2016 in C.P.No.8 of 2016, I.A.No.192 of 2016 in C.P.No.9 of 2016, I.A.No.190 of 2016 in C.P.No.7 of 2016, I.A.No.189 of 2016 in C.P.No.6 of 2016, I.A.No.187 of 2016 in C.P.No.4 of 2016, I.A.No.207 of 2016 in C.P.No.17 of 2016, I.A.No.208 of 2016 in C.P.No.16 of 2016, I.A.No.209 of 2016 in C.P.No.15 of 2016, I.A.No.204 of 2016 in C.P.No.14 of 2016, I.A.No.212 of 2016 in C.P.No.22 of 2016, I.A.No.206 of 2016 in C.P.No.18 of 2016, I.A.No.211 of 2016 in C.P.No.21 of 2016, I.A.No.205 of 2016 in C.P.No.19 of 2016 I.A.No.210 of 2016 in C.P.No.20 of 2016 I.A.No.218 of 2016 in C.P.No.28 of 2016 I.A.No.213 of 2016 in C.P.No.23 of 2016, I.A.No.215 of 2016 in C.P.No.25 of 2016, I.A.No.222 of 2016 in C.P.No.32 of 2016, I.A.No.217 of 2016 in C.P.No.27 of 2016, I.A.No.216 of 2016 in C.P.No.26 of 2016, I.A.No.221 of 2016 in C.P.No.31 of 2016, I.A.No.214 of 2016 in C.P.No.24 of 2016, I.A.No.220 of 2016 in C.P.No.30 of 2016, I.A.No.219 of 2016 in C.P.No.29 of 2016, I.A.No.226 of 2016 in C.P.No.36 of 2016, I.A.No.223 of 2016 in C.P.No.33 of 2016, I.A.No.225 of 2016 in C.P.No.35 of 2016, I.A.No.224 of 2016 in C.P.No.34 of 2016, I.A.No.285 of 2016 in C.P.No.40 of 2016, I.A.No.286 of 2016 in C.P.No.39 of 2016, I.A.No.280 of 2016 in C.P.No.45 of 2016, I.A.No.282 of 2016 in C.P.No.43 of 2016, I.A.No.284 of 2016 in C.P.No.41 of 2016, I.A.No.227 of 2016 in C.P.No.37 of 2016, I.A.No.281 of 2016 in C.P.No.44 of 2016, I.A.No.283 of 2016 in C.P.No.42 of 2016, I.A.No.287 of 2016 in C.P.No.38 of 2016, I.A.No.328 of 2016 in C.P.No.54 of 2016, I.A.No.332 of 2016 in C.P.No.59 of 2016, I.A.No.289 of 2016 in C.P.No.49 of 2016, I.A.No.330 of 2016 in C.P.No.57 of 2016, I.A.No.331 of 2016 in C.P.No.56 of 2016, I.A.No.333 of 2016 in C.P.No.58 of 2016, I.A.No.279 of 2016 in C.P.No.47 of 2016, I.A.No.335 of 2016 in C.P.No.61 of 2016 respectively and quash the said order and further directing the 1st Respondent to

forbear from hearing the Claim petition No.5 of 2016 till the disposal of Civil appeal Nos.10499 of 2011 and 10511 of 2011 by the Hon'ble Supreme Court of India.

For Petitioners : Mr.M.Imthias
(in all W.Ps)

For Respondents :R1 - Tribunal
(in all W.Ps)

W.P.Nos.5135 to 5140, 5475 to 5478 of 2017

For Respondents : R2 - Mr.T.Ramkumar

W.P.Nos.6496 to 6500, 7220, 7221, 7324 to 7326, 7327 to 7331, 8064 to 8068, 8069 to 8076 of 2017:

For Respondents : R2 - No appearance

W.P.No.9289 of 2017:

For Respondents : R2 to R17 - No appearance

W.P.No.10506 of 2017:

For Respondents : R2 to R8 - No appearance

W.P.Nos.10400 & 10402 of 2017:

For Respondents : R2 to R6 - No appearance

W.P.No.10401 of 2017:

For Respondents : R2 to R7 - No appearance

W.P.No.10334, 10507 of 2017:

For Respondents : R2 to R10 - No appearance

W.P.No.10508 of 2017:

For Respondents : R2 to R11 - No appearance

C O M M O N O R D E R

The learned counsel for the writ petitioners in these writ petitions state that the issues raised in all these writ petitions were adjudicated by the Hon'ble Supreme Court of India in Civil Appeal No.10499 of 2011 and a Judgment was delivered on 20th August 2018.

2. In view of the judgment delivered by the Hon'ble Supreme Court of India, no further adjudication needs to be entertained regarding the grounds raised in all these writ petitions. Accordingly, all these writ petitions stand closed. However, there shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

s/d-
Assistant Registrar(CS-III)

True Copy

Sub-Assistant Registrar

kak
To

The Presiding Officer,
Central Government Industrial Tribunal
Cum Labour Court,
Shastri Bhavan,
Chennai - 600 006

+11 CCS to Mr.M.Imthias, Advocate sr Nos. 82063, 82062, 82060,
82059, 82058, 82057, 82056, 82055, 82054, 82053, 82052, 82053.

W.P.Nos.5135 of 2017 & etc., batch

NMI(CO)
SP(30/12/2019)