

HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION No.27761 of 2005

ORDER:

This writ petition is filed challenging the Award passed by the Industrial Tribunal in I.D.No.134 of 2003, dated 01.11.2004, wherein, the Tribunal had directed the respondents to provide employment to the legal heirs of the deceased-employee on humanitarian grounds.

2. Counsel for petitioners submits that with the passage of time, the petitioners are not keen in challenging the orders passed by the Labour Court and ends of justice would be met if petitioners be directed to submit a representation seeking terminal benefits of the deceased-employee and also to provide employment to one amongst the eligible petitioners, if they are otherwise eligible for appointment on compassionate grounds.

3. The Standing Counsel appearing for respondents has contended that the case of petitioners would be considered, only if they submit a fresh representation and appropriate orders would be passed in accordance with law.

4. This Court, having considered the rival submissions of the parties, is of the considered view that this writ petition can be disposed of directing the petitioners to submit a fresh representation to the respondents within two weeks from the date of receipt of a copy of this order, staking their claim for terminal benefits of the

deceased-employee and also for providing employment on compassionate grounds, and upon such representation being received, the respondents shall consider the same and pass appropriate orders in accordance with law, in another Eight weeks thereafter.

5. With these observations, the writ petition is disposed of.

No order as to costs.

Pending miscellaneous applications, if any, shall stand closed.

ABHINAND KUMAR SHAVILI, J

18th September, 2019

ajr

