

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.08.2020

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P.No.800 of 2020 and
W.M.P Nos.960 & 2332 of 2020

E.I.D Parry (Inda) Limited
Sugar Factory
Nellikuppam,
Cuddalore District
And

E.I.D Parry (India)Limited
Represented by its
Senior Manager (Legal)
having its registered office at
Dare House, Parry's Corner
Chennai-600 001
Tamil Nadu.

... Petitioner

Vs

- 1.The Superintendent of Police
Cuddalore-607 001
 2. Inspector of Police
Nellikuppam
Cuddalore
 3. EID Parry Anaithu Karumbu
Vivasigal Sangam Kootamaibu
Door No.27/41,. Morai Mettu Street
Nellikuppam-607 105
 4. Tamil Nadu Karumbu Vivasaigal Sangam
Door No.3/3, Morai Mettu Street
Nellikuppam-607 105.
- ... Respondents

Prayer : Writ Petition filed under Article 226 of Constitution of India, praying to issue a Writ of Mandamus directing the Respondents 1 & 2 to take action pursuant to the criminal complaint dated 08.01.2019 against those attempting to threaten, or disturb the petitioner's peaceful possession by unlawful actions, and to thereafter provide police protection to the petitioner's industry to run peacefully with its staff and willing workers and thereby prevent the 3rd and 4th respondent union, their members, office bearers, agents and outside supporters, from assembling within a radius of 500 metres of the petitioner's factory premises, from preventing free ingress and egress of men, materials, and vehicles from the petitioner's factory premises situated at # 138, Keel Arungunam Road, Nellikippam, Cuddalore District-607

For Petitioner : Mr.Sathish Parasaran, Senior Counsel
For Mr.R.Parthasarathy

For Respondents : Mr.S.Karthikeyan for R1 & R2
Additional Public Prosecutor
Mr.S.Udayakumar for R3 & R4

ORDER

This petition has been filed seeking for a direction to the respondents to take action pursuant to the criminal complaint dated 08.01.2019 against those attempting to threaten, or disturb the petitioner's peaceful possession by unlawful actions, and to thereafter provide police protection to the petitioner's industry to run peacefully with its staff and willing workers and thereby prevent the 3rd and 4th respondent union, their members, office bearers, agents and outside supporters, from assembling within a radius of 500 metres of the petitioner's factory premises, from preventing free ingress and egress of men, materials, and vehicles from the petitioner's factory premises situated at # 138, Keel Arungunam Road, Nellikuppam, Cuddalore District-607 105.

2. Considering the above facts and circumstances of the case, this Court already directed the 2nd respondent to provide adequate police protection to the petitioner factory and also ensure the members of the 3rd and 4th respondents are not to assemble within the radius of 200 metres from the petitioner's premises by an order dated 10.01.2020. Accordingly, the 2nd respondent has provided adequate police protection to the factory.

3. The learned Additional Public Prosecutor submitted that now the petitioner's factory is running smoothly. Further, the police protection cannot be continued for ever. However, whenever requires, the petitioner is at liberty to lodge a fresh complaint on the fresh cause of action to the 2nd respondent and on receipt of the same, the 2nd respondent is directed to issue notice to the 3rd and 4th respondents and pass appropriate orders in accordance with law.

4. With the above direction, this Writ Petition is disposed of. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar (CO MDU)

//True copy//

Sub Assistant Registrar

To

1.The Superintendent of Police
Cuddalore-607 001

2. Inspector of Police
Nellikuppam
Cuddalore

3. The Public Prosecutor
High Court, Madras.

+1cc to Mr.R.Parthasarathy, Advocate SR.No.25812

+1cc to Mr.S.Udayakumar, Advocate SR.No.25799

W.P.No.800 of 2020
and

W.M.P Nos.960 and 2332 of 2020

MP (CO)
GMY (21/08/2020)



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