

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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|---------------|------------|
| Reserved On   | 17.03.2020 |
| Pronounced On | 19.05.2020 |

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THE HON'BLE MR.JUSTICE C.SARAVANAN

W.P.No.30687 of 2004  
and  
W.M.P.No.37173 of 2004

The Management of Southern Iron  
and Steel Company Ltd. (SISCOL)  
Pottaneri  
Mecheri 636 453  
Salem District  
represented by its  
Company Secretary & GM (F&A). ... Petitioner

Vs.

- 1.The State of Tamil Nadu  
rep. by the The Secretary to Government  
Department of Labour and Employment  
Fort St. George,  
Chennai 600 009.
- 2.The Presiding Officer,  
Industrial Tribunal,  
Chennai 600 104.
- 3.SISCOL Contract Employees Union  
4 Road  
Kullamudayanur Post, Mettur Taluk, Salem District.
- 4.Metropolitan Equipments & Consultants Pvt. Ltd.  
C/o Southern Iron and Steel Company Ltd.  
Pottaneri, Mecheri 636 453,  
Salem District.

5.Sami Constructions  
C/o Southern Iron and Steel Company Ltd.  
Pottaneri, Mecheri 636 453,  
Salem District,  
rep. by its Proprietor S Manivel.

6.K.C.Rajendran,  
C/o Southern Iron and Steel Company Ltd.,  
Pottaneri, Mecheri 636 453,  
Salem District.

C/o Southern Iron and Steel Company Ltd.,  
Pottaneri, Mecheri 636 453,  
Salem District.

C/o Southern Iron and Steel Company Ltd.,  
Pottaneri, Mecheri 636 453,  
Salem District  
rep. by its Proprietor, S Elango.

C/o Southern Iron and Steel Company Ltd.,  
Pottaneri, Mecheri 636 453,  
Salem District  
rep. by its Proprietor, S Elango.

C/o Southern Iron and Steel Company Ltd.,  
Pottaneri, Mecheri 636 453,  
Salem District  
rep. by its Proprietor, K Rathinam. ...Respondents

C/o Southern Iron and Steel Company Ltd.,  
Pottaneri, Mecheri 636 453,  
Salem District  
rep. by its Proprietor, K Rathinam. ...Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari, calling for the records of the first respondent leading to the issue of GO(D) 813 dated 15.07.2004 and quash the said order of reference.

For Petitioner : Mr.S.Haroon Al Rasheed  
for M/s. T.S.Gopalan & Co.  
For R1 : Mr.N.Inbanathan, A.G.P.  
R2 : Tribunal  
For R3 to R8 : No appearance

## O R D E R

Heard the learned counsel for the petitioner and the learned Additional Government Pleader appearing for the 1<sup>st</sup> respondent. There is no representation on behalf of the 2<sup>nd</sup> to 8<sup>th</sup> respondent.

2. In this Writ Petition, the petitioner has challenged the impugned order of reference dated 15.07.2004, issued by the 1<sup>st</sup> respondent Department of Labour and Employment, in bearing reference G.O.(D).No.813.

3. It appears that there are disputes between the 3<sup>rd</sup> respondent and the contesting respondents, i.e., 4<sup>th</sup> to 8<sup>th</sup> respondents. The 1<sup>st</sup> respondent has issued the impugned order of reference, to resolve the dispute before Industrial Tribunal.

4. The learned counsel for the petitioner submits that it is a private dispute between the 3<sup>rd</sup> respondent and the contesting 4<sup>th</sup> to 8<sup>th</sup> respondents and therefore, the petitioner has been unnecessarily arrayed in this reference. He also submits that the issue may be left open to be decided by the Industrial Tribunal whether the petitioner should be impleaded or not.

5. I find the submission of the learned counsel for the petitioner reasonable. Recording the above submission, this Writ Petition stands disposed. No cost. Consequently, connected Miscellaneous Petition is closed.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

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To

1.The Secretary to Government  
Department of Labour and Employment  
The State of Tamil NaduFort St. George,  
Chennai 600 009.

2.The Presiding Officer,  
Industrial Tribunal, Chennai 600 104.

+1 cc to Mr.T.S.Gopalan & Co Advocate sr23459

+1 cc to the Government Pleader sr24091

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