

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.08.2020

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 5963 of 2020
and
W.M.P. No. 6996 of 2020

The Tamil Nadu Nursery Primary Matriculation
Higher Secondary School Association,
Rep. by its State Secretary,
Mr. K.R. Nandakumar, S/o. K. Ramachandran,
Having office at No. 6, Egambaram Street,
Pammal,
Chennai - 600 075.

... Petitioner

-vs-

1. The Director General,
Employees State Insurance Corporation,
Panchadeep Bhavan,
Kotla Road,
New Delhi - 110 002.
2. The Regional Director,
Regional Office (Tamil Nadu),
ESIC, No. 143, Sterling Road,
Nungambakkam,
Chennai - 600 034.
3. The Sub-Regional Director,
Sub-Regional Office (Coimbatore),
ESIC, 1897, Trichy Road,
Ramanathapuram,
Coimbatore.
4. The Sub-Regional Director,
Sub-Regional Office (Madurai),
ESIC, West 2nd Street Street, KK Nagar,
Madurai,
Tamil Nadu - 625 002.

5. The Sub-Regional Director,
Sub-Regional Office (Salem),
ESIC, No. 39/57, Theerthamalai Vaniga Valagam,
Three Roads,
Salem - 636 009.
6. The Sub-Regional Director,
Sub-Regional Office (Tirunelveli),
ESIC, Panchdeep Bhavan, ESIC Complex,
Salai Street,
Vannarapettai,
Tirunelveli - 627 003.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the Respondents herein to forbear from initiating further proceedings pursuant to the notification in G.O. Ms. No. 237, Labour and Employment (K1) dated 26.11.2010 pending disposal of State of U.P. vs. Jai Bir Singh, reported in (2005) 5 SCC 1 and as referred to the 9 Judges Bench, reported in (2017) 3 SCC 311 before the Hon'ble Supreme Court.

For Petitioner : Mr. S. Seralathan

For Respondents: Mr. G. Bharadwaj, Standing Counsel

O R D E R
(through video conference)

The Writ Petition has been filed a direction to the Respondents to forbear from initiating further proceedings pursuant to the notification in G.O. Ms. No. 237, Labour and Employment (K1) dated 26.11.2010.

2. In view of the decision of the Full Bench of this Court in All India Private Educational Institutions Association -vs- State of Tamil Nadu (Order dated 29.07.2020 in W.P. No. 34236 of 2019 etc., batch), the aforesaid relief sought by the Petitioner cannot be granted.

3. Accordingly, the Writ Petition is dismissed. Consequently, the connected Miscellaneous Petition is closed. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

vjt

To

1. The Director General,
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