

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

MONDAY, THE 23RD DAY OF MARCH 2020

THE HON'BLE MS.JUSTICE P.T.ASHA

A.No.1262 of 2020

in

CS.SR.No.30014 OF 2020

MR.M.UMAPATHY

No.11/37 L.P.M.Street,
Kosapet, Vellore 632 001.

...Applicant/Plaintiff

VERSUS

1. ALL INDIA OVERSEAS BANK EMPLOYEES UNION

Rep.by its General Secretary

763, Anna Salai, Chennai - 600 002

(for themselves and in the representative
capacity on behalf of members of the
All India Overseas Bank employees Union)

2. S.C.BALAJI

No.2, Hanumantha Royan Kovil Street,
Triplicant, Chennai-600 005.

3. S.PADMANABHAN

Treasurer, All India Overseas Bank Employees Union,
763, Anna Salai, Chennai-600 002.

4. THE JOINT COMMISSIONER OF LABOUR-I,
(Registrar of Trade Union)

DMS Complex, Teynampet,
Chennai - 600 006.

...Respondents/Defendants

Application praying that this Hon'ble Court be pleased to dispense with
mandatory period of notice as required under section 80(2) of CPC issued

to 4th Respondent/Defendant since emergent orders are sought to be obtained as against the Respondents/Defendants in the above suit.

This application coming on this day before this court for hearing the Court made the following order:

The above Application is filed to dispense with the mandatory period of notice, as required under Section 80(2) of CPC issued to 4th defendant.

2. A perusal of the plaint would show that there is no relief sought for against the 4th defendant and however the present suit has been filed pursuant to the order dated 21.02.2020 passed in W.P.No.35349 of 2020 wherein this Court had directed the plaintiff to approach appropriate forum.

3. The reason for filing the Application is that emergent orders of injunction have to be obtained restraining the second defendant from approving the by laws and for a declaration that the election of the second defendant is illegal, thereby restraining him from discharging the functions as a General Secretary of the defendant Association. For the above reasons, the Application is ordered and the mandatory period of notice as required under section 80 (2) of CPC is dispensed with.

Sd/-P.T.A.J
23.03.2020

//Certified to be a true copy//

Dated this the day of 2020.

SS/29.05.2020

COURT OFFICER (O.S)

<https://hcservices.ecourts.gov.in/hcservices/>

From 25.09.2008 the Registry is issuing certified copies of the Order/Judgment Decree in this format.