



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.12.2020

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P. (MD) .No.22187 of 2015

Hemanathan

... Petitioner

-Vs-

1.The Chairman,
Airports Authority of India,
Rajiv Gandhi Bhavan,
Sardar Vallabhbhai Patel Airport, New Delhi.

2.The Regional Executive Director,
ATS Complex, Chennai Airport,
Chennai.

3.The Airport Director,
Airports Authority of India,
Tiruchirappalli Airport, Tiruchirappalli.

4.M/s.ARC Services,
A/23/3, Kalandi Kumj Road,
Jaitput Part-II, Bharpur, New Delhi-44.

5.The Assistant Commissioner,
By Labour (Central), Puducherry.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 4 to give duty to the petitioner pending disposal of the petition submitted by the union to the 5th respondent.

For Petitioner : Mr.S.Muthukrishnan

For R1 to R3 : Mr.C.Godwin

For R4 and R5 : No Appearance

ORDER

The relief sought for in the present writ petition is to direct the respondents 1 to 4 to give duty to the petitioner pending disposal of the petition.

2.The petitioner was engaged through a contractor based on the terms and conditions of the contract. The said contract came to an end on 31.03.2015 itself. On account of expiry of the contract period, the petitioner was disengaged. It is pertinent



to note that the petitioner is a contract labour and the Airport authority of India has not engaged the petitioner directly nor issued any order of appointment. This apart, the period of contract also expired with the said contractor and under these circumstances, the relief as such sought for to direct the respondents to provide duty to the petitioner cannot be entertained. Thus, the Writ Petition is devoid of merits and stands dismissed. No costs.

Sd/-

Assistant Registrar (AE)

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/ /2021

Sub Assistant Registrar (CS)

Rmk

+1 cc to Mr.C.Godwin , Advocate SR.No.26403

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