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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.11.2021

CORAM :

THE HONOURABLE MR.JUSTICE V.PARTHIBAN

W.P.No.7289 of 2021

and

W.M.P.Nos.11817 & 7793 of 2021

The Superintending Engineer,
Tamil Nadu Generation and Distribution Corporation,
Chennai Electricity Distribution Circle/Central,
No.97/5, M.G.R.Salai, Kodambakkam High Road,
Valluvarkottam, Chennai 600 034.

...Petitioner

-Vs-

1. The Assistant Commissioner of Labour (Enforcement)
Authority under Tamil Nadu,
Conferment of Permanent Status to
Workmen Act, Circle-II,
Nandanam, Chennai - 600 035.

2.C.Kalidass

3.N.Velu

4.S.John Thangaiah

5.T.Vasanthakumar

6.E.Velu

7.M.Mathiazhagan

8.R.Vasu

9.K.Selvakumar

10.V.Elumalai

11.G.Mohan

12.P.Ramesh

13.T.Chandrababu

14.B.Murugan



15.V.Kaliappan

16.M.Elumalai

17.V.Babu

18.S.Ravi

19.P.R.Pushparaghavan

...Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the first respondent to take on record the Interlocutory Applications filed by the petitioner dated 16.12.2019 and 19.02.2021, decide the preliminary issue of maintainability, pursuant to the Memo filed by the petitioner dated 26.02.2021 in Na.Ka.No.3612 to 3629 of 2018, before proceeding further in the case.

For Petitioner : Mr.Anand Gopalan for
M/s.T.S.Gopalan and Company

For Respondents: Mr.V.Manoharan, AGP for R1
Mr.V.Stalin for R2 to R6 and R8 to R19
R7-deceased

O R D E R

This writ petition has been filed to issue a Writ of Mandamus, directing the first respondent to take on record the Interlocutory Applications filed by the petitioner dated 16.12.2019 and 19.02.2021, decide the preliminary issue of maintainability, pursuant to the Memo filed by the petitioner dated 26.02.2021 in Na.Ka.No.3612 to 3629 of 2018, before proceeding further in the case.

2. Today, when the matter is taken up for hearing, it is represented by the learned counsel for the respondent workmen that the preliminary issue has already been decided and order has been passed on 31.08.2021.

3. In view of the same, nothing survives for further consideration in the present writ petition in regard to the prayer as sought. Therefore, this writ petition stands dismissed as having become infructuous.

4. The first respondent is directed to expedite the hearing of the case and dispose of the same on merits atleast within a period of six months from the date of receipt of a copy of this order.



5. No costs. Consequently, connected miscellaneous petitions are also closed.

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Sd/-
Assistant Registrar(CS-V)

//True Copy//

Sub Assistant Registrar

gsk/tri

To

1. The Assistant Commissioner of Labour (Enforcement)
Authority under Tamil Nadu,
Conferment of Permanent Status to
Workmen Act, Circle-II,
Nandanam, Chennai - 600 035.

+1cc to M/s.V.Stalin, Advocate, S.R.No.59609

+1cc to M/s.T.S.Gopalan & Co, Advocate, S.R.No.59574

+1cc to the Government Pleader, S.R.No.18757

W.P.No.7289 of 2021

and

W.M.P.Nos.11817 & 7793 of 2021

PMK(CO)
RGA(02/12/2021)