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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.09.2021

CORAM

THE HONOURABLE Mr.JUSTICE M.S.RAMESH

W.P.No.11633 of 2021

S.Natarajan

...Petitioner

Vs.

1. The District Collector,
Chennai District,
Chennai.
2. The Commissioner,
Corporation of Chennai,
Rippon Buildings,
Chennai - 600 003.
3. The Assistant Commissioner,
Corporation of Chennai,
General Administration and
Pension Department,
Chennai - 600 003.
4. The Zonal Officer,
Zone - IX,
Corporation of Chennai,
No.1, Lake Area 4th Cross Street,
Chennai - 600 034.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the 1st respondent herein to take appropriate recovery proceeding against the 2 to 4 respondents based on the petitioner's representation dated 01.02.2021.

For Petitioner : Mr.M.Selvam

For Respondents : Mr.S.Arumugham,
Government Counsel for R1
Ms.Karthikaa Ashok
for R2 to 4



ORDER

When the matter was listed on 02.09.2021, this Court had passed an order directing the first respondent herein to consider the petitioner's representation, since it was represented that the respondents/Corporation had not paid the amount awarded in E.C.No.49 of 2018 by the Joint Commissioner of Labour-I, Chennai. Thereafter, the matter was mentioned before this Court and accordingly listed today under the caption "for being spoken to".

2. The learned counsel appearing for the respondents 2 to 4 submitted that, on 28.07.2021, a sum of Rs.7,13,960/- was deposited before the Joint Commissioner of Labour-I and subsequently, another sum of Rs.5,48,791/- was deposited towards accrued interest.

3. Accordingly, the amount ordered in E.C.No.49 of 2018, together with interest, is claimed to have been fully deposited before the Joint Commissioner of Labour-I. As such, the prayer in the present writ petition seeking for a direction to the District Collector to initiate recovery proceedings, may not survive.

4. However, if the petitioner is aggrieved against the quantum of deposits made, liberty is hereby granted to workout his remedies in accordance with law. Further, the petitioner is also at liberty to take appropriate steps for withdrawing the amounts deposited by the respondents 2 to 4 before the Joint Commissioner of Labour-I, Chennai.

5. With the above liberty and observation, the Writ Petition stands closed. No costs.

Sd/-

Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

hvk

To

1. The District Collector,
Chennai District,
Chennai.



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Corporation of Chennai,
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Chennai - 600 034.

+1CC to Mr.M.Selvam, Advocate, Sr.No.45468

+1CC to M/s.Karthikaa Ashok, Advocate, Sr.No.45139

+1CC to Government Pleader, Sr.No.45560

W.P.No.11633 of 2021

KSM (CO)

K.RK. (06.10.2021)