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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.06.2022

CORAM :

THE HONOURABLE MR. JUSTICE J.SATHYA NARAYANA PRASAD

Writ Petition No.19638 of 2004

and

W.P.M.P.No.23599 of 2004

M/s.Essorpe Mills Ltd.,
Rep. by Managing Director,
Sivanandapuram,
Saravanampatti Post,
Coimbatore - 641 035.

... Petitioner

Vs.

1.The Presiding Officer,
Labour Court,
Coimbatore.

2.P.Vivekanandan

... Respondents

Writ Petition filed under Article 226 of Constitution of India, praying to issue a Writ of Certiorarified Mandamus calling for the entire records culminating in the passing of the impugned award dated 19.03.2004, on the file of the first respondent herein, made in I.D.No.208/2000, in so far as it relates to the payment of backwages and other benefits to the second respondent and quash the same.

For Petitioner : Mr.C.Manohar Gupta

For Respondent 2 : Mr.A.Sivaji

O R D E R

Today, when the matter was taken up for hearing, learned counsel for the petitioner has filed a Memo dated 14.10.2010 before this Court, wherein, it is stated that the second respondent has received a sum of Rs.1,14,744/- in full and final settlement of his gratuity, arrears, leave with wages, bonus and LTA and also, an exgratia payment of Rs.1,35,000/- from the petitioner company. The said Memo reads as follows:

"The above writ petition has been filed by



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NO.059905 dated 15.10.2008 drawn in favouring employee B.Vivekanandan and the same was received by him in person at the mill from the Factory Manager in full and final settlement of all his claims and dues.

The said Cheque was debited in the company's account with Lakshmi Vilas Bank, Ganapathy on 17.10.2008 as evidenced in the Photo Copy enclosed."

2. The learned counsel appearing for the second respondent has conceded that all the above benefits have been settled to the second respondent.

3. Recording the aforesaid Memo dated 14.10.2010 filed by the petitioner's counsel, this Writ Petition is closed. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CS-VIII)

//True Copy//

Sub Assistant Registrar

vm

To:

The Presiding Officer,
Labour Court,
Coimbatore.

+1cc to M/s.Gupta & Ravi, Advocate, S.R.No.32883

+1cc to Mr.A.Sivaji, Advocate, S.R.No.33676

W.P.No.19638 of 2004

and

W.P.M.P.No.23599 of 2004

KK(CO)

SB(20/06/2022)