



C.R.P (NPD) No.1339 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.04.2022

CORAM: **JUSTICE N.SESHASAYEE**

C.R.P (NPD) No.1339 of 2022
and C.M.P. No.7031 of 2022

1.SKT Selvam

2.SKT.A.Jothikumar

... Petitioners

Vs.

1.Tamilarasi

2.Ishvarya

3.Suresh

4.Vijay

... Respondents

PRAYER: The Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the docket order passed in the un-numbered I.A. of 2021 in E.C. No.243 of 2019 on 27.10.2021 on the file of the Commissioner of Employee's Compensation (Joint Commissioner of Labour), Salem on 24.05.2021.

For Petitioners : Mr.C.Rajasekaran



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ORDER

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To condone the delay of 77 days in preferring an application for setting aside the ex-parte decree, the revision petitioners have moved the Joint Commissioner for Employee's Compensation. The said application was returned, on the ground that pursuant to the order passed in E.C. No.243 of 2019, revenue recovery proceedings have been initiated.

2. Learned counsel appearing for the revision petitioners submitted that what prevented them from participating was the Covid lock down and submitted that ex-parte order was passed on 24.05.2021 during the peak of Covid wave - 2.

3. The aforesaid IAs are directed to be numbered and the Joint Commissioner for Employee's Compensation, is now required to dispose of the same on merit upon taking the same on their record. The registry is also required to return the original of unnumbered I.A. of 2021 to the revision petitioners, to enable them to represent the same within a period of two weeks from the date of receipt of a copy of this order.



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4. The revision is accordingly allowed. However, there is no order as to costs.

Consequently, the connected civil miscellaneous petition is closed.

22.04.2022

Asr

Note:

Issue order copy on 25.04.2022

To

The Commissioner of Employee's Compensation
(Joint Commissioner of Labour), Salem



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N.SESHASAYEE, J.,

Asr

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22.04.2022