



W.P.(MD).Nos.6289 and 7585 of 2013

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.12.2022

CORAM

THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P.(MD).Nos.6289 and 7585 of 2013

and

M.P.(MD).No.1, 1 of 2013 and 1 of 2014

W.P.(MD).No.6289 of 2013:

Madurai Mavatta Cutdida Thozhilalar Sangam,
(Registration No.784/MDU
Represented by its General Secretary,
C.Subbiah

... Petitioner

Vs.

The Labour Welfare Officer,
Social Security Scheme,
Madurai District,
Madurai.

... Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records pertaining to the order of the respondent in Na.Ka.No.1132/12 dated 05.03.2013 and quash the same.

For Petitioner : Mr.A.Haja Mohideen

For Respondent : Mr.P.Thambi Durai,
Government Advocate.



W.P.(MD).Nos.6289 and 7585 of 2013

W.P.(MD).No.7585 of 2013:

WEB COPY

Madurai Mavatta Thiyai Thozhilalargal Sangam,
(Madurai District Tailoring Workers Union),
(Registration No.1136/MDU)
Represented by its General Secretary,
P.Murugan

... Petitioner

Vs.

The Labour Welfare Officer,
Social Security Scheme,
Madurai District,
Madurai.

... Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records pertaining to the order of the respondent in Na.Ka.No.687/12 dated 03.2013 signed on 05.03.2013 and quash the same.

For Petitioner : Mr.A.Haja Mohideen

For Respondent : Mr.P.Thambi Durai,
Government Advocate.

COMMON ORDER

The challenge in both the Writ Petitions is similar. Hence, both the Writ Petitions are taken up together.



W.P.(MD).Nos.6289 and 7585 of 2013

WEB COPY

2. The petitioner's Association and the petitioner's Union are registered bodies. The petitioners are taking care of construction workers and tailoring workers. When an application was submitted seeking benefits for the member of the Sangam / Union in the case of Mrs. Parvathi, wife of late Palsamy, there was some discrepancies in the application. Therefore, the respondents have passed an order by temporarily suspending the functioning of the Sangam and the Union. The temporary suspension was applicable for renewal of the registration, granting benefits etc. Since this order is passed in the year 2013, due to efflux of time, temporary suspension cannot be prolonged. There is an interim order safeguarding the Association as well as the Sangam, whereby, the impugned orders were stayed.

3. Therefore, this Court is inclined to remit back the matter to the respondents and the respondents shall reconsider and pass speaking orders. If the petitioners are entitled to revocation of the temporary suspension, the same shall be considered.



W.P.(MD).Nos.6289 and 7585 of 2013

WEB COPY

4. With the above direction, the Writ Petitions are disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

14.12.2022

Index : Yes / No
Internet : Yes/ No
Nsr

To

The Labour Welfare Officer,
Social Security Scheme,
Madurai District,
Madurai.



WEB COPY



W.P.(MD).Nos.6289 and 7585 of 2013

S.SRIMATHY, J.

Nsr

W.P.(MD).Nos.6289 and 7585 of 2013

14.12.2022