



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.03.2022

CORAM

THE HON'BLE MRS.JUSTICE S.ANANTHI

C.R.P (MD)No.672 of 2022

and

C.M.P (MD)No.2756 of 2022

WEB COPY

D.Selvakumar

...Petitioner / Petitioner /
1st Respondent

Vs.

1.M.Kamalam

2.Minor.Dhamotharan

3.Muthulakshmi

...Respondents / Respondents/
Petitioners

(minor 2nd respondent represented by his guardian mother, the 1st respondent herein)

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order dated 08.02.2022 passed in Aa.Thi.Mu.No.Aa3/4452/2021 in Unnumbered I.A.No.....of 2021 in W.C.No.24 of 2015 on the file of Workmen Compensation Commissioner Tribunal, Dindigul (Karur Camp).

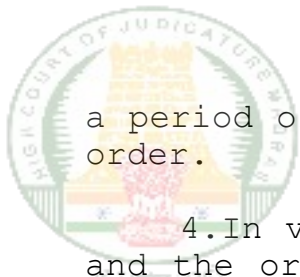
For Petitioner : Mr.A.Mohamed Haneef
For Mr.M.P.Senthil

ORDER

The Civil Revision Petition has been filed to set aside the order dated 08.02.2022 passed in Aa.Thi.Mu.No.Aa3/4452/2021 in Unnumbered I.A.No..... of 2021 in W.C.No.24 of 2015 on the file of Workmen Compensation Commissioner Tribunal, Dindigul (Karur Camp).

2.The said unnumbered I.A.No.....of 2021 was filed by the revision petitioner to set aside the ex-parte order dated 21.03.2017 passed against him with a delay of 1678 days in filing the application, which was returned by the Deputy Commissioner of Labour, Dindigul on the ground that already attachment proceedings are going on, therefore, the petition cannot be taken on file.

3.Considering the facts and circumstances of the case, this Court directs the Deputy Commissioner of Labour, Dindigul to number the petition and after sending notice to other side, decide the matter on merits. Till the disposal of the said unnumbered I.A.No.....of 2021, the Deputy Commissioner of Labour, Dindigul shall not take any coercive steps to execute the order. After receiving this order, the revision petitioner shall re-present the petition before the Deputy Commissioner of Labour, Dindigul, within



a period of fifteen days from the date of receipt of a copy of this order.

4.In view of the above, this Civil Revision Petition is allowed and the order dated 08.02.2022 passed in Aa.Thi.Mu.No.Aa3/4452/2021 is hereby set aside. No costs. Consequently connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (AD II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

vsd

To

1.The Deputy Commissioner of Labour,
Workmen Compensation Commissioner Tribunal,
Dindigul (Karur Camp).

2.The Section Officer,
V.R.Records,
Madurai Bench of Madras High Court,
Madurai.

(Registry is directed to return the original paper to the petitioner so as to enable him to produce the same before the concerned court.Substituting the same with xerox copy)

+1 CC to M/s.M.P.SENTHIL, Advocate (SR-15275[F] dated 30/03/2022)
C.R.P (MD) No.672 of 2022
and
C.M.P (MD) No.2756 of 2022
29.03.2022

MGJ(28.04.2022) 2P 5C