



WEB COPY

CMP(MD)



'22

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Thursday, the Fourth day of August Two Thousand and Twenty Two
PRESENT

The Hon`ble Mr.Justice P.N.PRAKASH
and
The Hon`ble Mrs.Justice R.THARANI

CMP(MD) No.5569 of 2022
IN
WA(MD) SR.No.35627 of 2022

THE MANAGEMENT,
O.1020 TUTICORIN CO-OPERATIVE STORE,
NO.3, CHITHAMBARA NAGAR MAIN ROAD,
THOOTHUKUDI,
REPRESENTED BY ITS PRESIDENT,
S.SANKAR GANESH

... PETITIONER/APELLANT

Vs

1 A.MOHAN

2 THE ASSISTANT COMMISSIONER OF LABOUR,
(AUTHORITY UNDER THE PAYMENT OF
SUBSISTENCE ALLOWANCE ACT),
TIRUNELVELI.

... RESPONDENTS/RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 88 days in filing the Writ Appeal against order in W.P.(MD). No. 16583 of 2013 dated 15.12.2021.

PRAYER IN WA(MD) SR.No.35627 of 2022:

Pleased to set aside the order passed in W.P(MD)No.16583 of 2013 dated 15.12.2021 by this Hon'ble Court.

Prayer in WP(MD). 16583/ 2013 :

Writ Petition is filed under Article 226 of the Constitution of India issuance of Writ of Certiorari, calling for the records passed by the 2nd respondent in P.S.A.No. 19 of 2012 dated 07/06/2013 and quash the same.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.S.M.MOHAN GANDHI, Advocate for the petitioner and of Mr.A.PRASANNA RAJADURAI, Advocate for the 1st Respondent and Mr.S.R.A.RAMACHANDRAN, Additional Government Pleader on behalf of the 2nd Respondent, the court made the following order:-

<https://www.mhc.tn.gov.in/judis>



(Made by **P.N.PRAKASH, J.**)

Heard, Mr.S.M.Mohan Gandhi, learned counsel for the petitioner/appellant, Mr.A.Prasanna Rajadurai, learned counsel for the first respondent and Mr.S.R.A.Ramachandran, learned Additional Government Pleader for the second respondent.

2. The delay of 88 days in filing this writ appeal is condoned subject to the condition that the petitioner shall pay a sum of Rs.2000/- (Rupees Two Thousand Only) to the Gandhi Memorial Museum, bearing Account No.6479518195, IFSC Code: IDIB000T03, Indian Bank, Tallakulam Branch, Madurai, within a period of one week from today and file a memo to that effect to the Registry. Registry on receipt of the memo shall number the appeal, if the papers are otherwise in order and list it for admission.

3. Print the name of Mr.A.Prasanna Rajadurai, learned counsel for the first respondent and Mr.S.R.A.Ramachandran, learned Additional Government Pleader for the second respondent.

sd/-

04/08/2022

/ TRUE COPY /

/08/2022

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE ASSISTANT COMMISSIONER OF LABOUR,
(AUTHORITY UNDER THE PAYMENT OF
SUBSISTENCE ALLOWANCE ACT),
TIRUNELVELI.

COPY TO:

- 1 THE SUB ASSISTANT REGISTRAR,
WRIT A.E.SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 2 THE OFFICER INCHARGE,
GANDHI MEMORIAL MUSEUM,
COLLECTOR OFFICE ROAD,
TALLAKULAM, MADURAI - 625 020.

ORDER IN

CMP(MD) No.5569 of 2022 IN
WA(MD) SR.No.35627 of 2022
Date :04/08/2022

pkn

SA/VR/SAR.1/05.08.2022/2P/4C

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