



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **31.01.2022**

CORAM:

THE HONOURABLE **DR.JUSTICE ANITA SUMANTH**

W.P. (MD)No.3245 of 2018

and

W.M.P. (MD)No.3405 & 3406 of 2018

K.Subash Manikandan

...Petitioner

/Vs./

1.The Head,

Disciplinary Authority,

Indian Rare Earths Limited,

Manvalakurichi, Kanyakumari District.

2.The Senior Manager (HRM) & Enquiry Officer,

Indian Rare Earths Limited,

Manvalakurichi, Kanyakumari District.

3.The Unit Head,

Manvalakurichi Plant,

Indian Rare Earths Limited,

Manvalakurichi,

Kanyakumari District.

...Respondents

PRAYER:- Writ Petition - filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Certiorarified Mandamus calling for the records pertaining to the order of the 1st Respondent in No.MK/HRM/DE/1474/2013/3371 dated 20.05.2013 and quash the same and consequently direct the Respondents to reinstate the petitioner in service.

For Petitioner : Mr.C.K.M.Appaji

For Respondents : Mr.S.Ravi
for M/s.Gupta and Ravi

ORDER

Learned counsel for the petitioner concurs with the stand of the respondents that this writ petition is not maintainable. He seeks liberty to go before the authorities under the Industrial Disputes Act, 1947, firstly, by way of conciliation before the concerned authority.



2. Granting such liberty, which is to be exercised within a period of 30 days from today, this writ petition is dismissed. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (CS-I)

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// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

+1 CC to M/s.GUPTA & RAVI, Advocate (SR-3160[F] dated 31/01/2022)

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31.01.2022

RD(08.02.2022) 2P 2C