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W.P.No.23094 of 2006

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.06.2023

CORAM :
THE HONOURABLE MR. JUSTICE J.SATHYA NARAYANA PRASAD

Writ Petition No.23094 of 2006

The Correspondent,
Jeyarani Girls Higher Secondary School,
Nethimedu,
Salem.

... Petitioner

Vs.

1.P.Peria Gounder

2.The Presiding Officer,
Labour Court,
Salem.

... Respondents

Writ Petition filed under Article 226 of Constitution of India, praying for issuance of Writ of Certiorarified Mandamus calling for the records pertaining to the Exparte Award dated 25.03.2004 in I.D.No.13/92 and the consequential the order dated 16.05.2006 and made in I.A.No.586/05 in I.D.No.13/92 on the file of the Labour Court Salem and quash the same, directing the 2nd respondent to dispose of the above I.D.No.13/92.

For Petitioner : Mr.Fr.A.Xavier Arul Raj

For Respondent 1 : Mr.K.V.Shanmuganathan

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For Respondent 2 : Court

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ORDER

When the matter was taken up for hearing, learned counsel appearing for the first respondent submitted that the first respondent has passed away and the whereabouts of his wife is also not know. Further, the daughter of the deceased first respondent namely Ms.Nirmala is also residing abroad. Hence, he prayed this Court to close the writ petition with a liberty to the legal heir of the deceased first respondent to re-open the same and he has also filed a memo dated 09.06.2023 to that effect. For better appreciation, the relevant paragraph of the said memo dated 09.06.2023 is extracted hereunder:

“ It is submitted that, the 1st respondent is no more and intimation with regard to the above case was sent (by post card) to the daughter of deceased workman Ms.Nirmala. Attempts were made to contact the daughter of the deceased workman through the contact numbers viz. 9840551475 and 9840907171 furnished by her but contact could not be established. It is learnt that the daughter of the deceased workman is in Canada.”

2. The aforesaid Memo dated 09.06.2023 filed by the learned counsel appearing for the first respondent has been taken on record by this Court.



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3. In view of the above, this writ petition stands closed with a liberty to the legal heir of the deceased first respondent to re-open the same, if the need arises. No costs.

12.06.2023 (vm)

Index : Yes/No
Speaking Order : Yes/No

To:

The Presiding Officer,
Labour Court,
Salem.



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J.SATHYA NARAYANA PRASAD,J.

vm

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