



WEB COPY



W.P.No.30560 of 2016

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

**DATED : 11.07.2023**

**CORAM**

**THE HONOURABLE MR.JUSTICE M.DHANDAPANI**

**W.P.No.30560 of 2016**

**And**

**W.M.P.No.26504 of 2016**

The Management  
Tamilnadu State Transport Corporation (Villupuram) Ltd.,  
Vellore Division,  
Vellore – 9.  
Represented by its General Manager ... Petitioner

**Vs.**

1.M.Selvaraj (Deceased)  
2.Tamizharasi  
3.S.Sathish  
4.S.Ganeshkumar  
5.S.Bhuvaneshwari

(R2 to R5 substituted as LR's. of  
deceased first respondent vide  
order dated 11.07.2023 made in  
WMP No.19750/2020 in  
WP.No.30560/2016 by MDIJ)

6.The Special Deputy Commissioner of Labour (Conciliation),  
DMS Compound,  
Chennai. ... Respondents

**Prayer:**

Petition filed under Article 226 of the Constitution of India to  
issue a Writ of Certiorari to call for the records passed by the second



W.P.No.30560 of 2016

respondent in A.P.No.2/2014 on 11.01.2016 and to quash the same.

WEB COPY

For Petitioner : Mr.M.Aswin

For Respondents : Mr.S.Sivakumar for R1 to R5  
for M/s.Law Square  
Mr.V.Ravi for R6  
Special Government Pleader

### **O R D E R**

The petitioner has filed this writ petition seeking issuance of Writ of Certiorari to call for the records passed by the Special Deputy Commissioner of Labour in A.P.No.2/2014 on 11.01.2016 and to quash the same.

2.The case of the petitioner is that the first respondent unauthorizedly absented from duty from 15.08.2010 to 02.12.2010 for which, he was issued with charge memo and after enquiry, he was dismissed from service vide order of the petitioner dated 24.01.2014. Thereafter, the petitioner filed approval petition before the Special Deputy Commissioner of Labour, Chennai, seeking approval of the dismissal dated 24.01.2014, however, the Special Deputy Commissioner of Labour rejected the approval petition on 11.01.2016. Challenging the same, the petitioner has filed this writ petition.



W.P.No.30560 of 2016

WEB COPY

3.The learned counsel appearing for the petitioner submitted that during the pendency of this writ petition, the first respondent/ Workman passed away and the punishment imposed on the first respondent was modified to that of compulsory retirement.

4.Since the punishment imposed on the first respondent was modified to that of compulsory retirement, nothing survives for adjudication in this writ petition.

5.The writ petition is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

**11.07.2023**

pri

Speaking Order/ Non Speaking Order

Index: Yes/ No

Internet: Yes/ No

To

1.The Special Deputy Commissioner of Labour (Conciliation),  
DMS Compound,  
Chennai.

3/4



WEB COPY



W.P.No.30560 of 2016

**M.DHANDAPANI,J.**  
pri

**W.P.No.30560 of 2016**  
**And**  
**W.M.P.No.26504 of 2016**

**11.07.2023**