



W.P.No.3739 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.06.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKESSAVALU

W.P.No.3739 of 2017

The Kongu Polytechnic College
Rep. by its Executive Officer K.Subramaniam
Perundurai
Erode 638 052.

.. Petitioner

Vs.

1. The State of Tamil Nadu
Rep. by Principal Secretary to Government
Labour and Employment Department
Fort St. George
Chennai 600 009.
2. The Employees' State Insurance Corporation
Rep. by the Deputy Director
Sub Regional Office
1897, Trichy Road
Panchdeep Complex
Ramanathapuram
Coimbatore 641 045.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Declaration declaring that the G.O.Ms.No.237, Labour



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and Employment (K1) dated 26.11.2010 issued by the first respondent as illegal and unconstitutional and the consequential Demand Notice vide No.56001112100001304/1020201622 dated 31.10.2016 issued by the second respondent as illegal and unconstitutional and as such the matter was squarely covered by the order of this Court in W.A.No.1233 of 2011 and batch dated 09.06.2015.

For the Petitioner : Mr.E.Vijay Anand

For the Respondents : Mrs.R.Anitha
Special Government Pleader
for Respondent-1

Mr.G.Bharadwaj
for Respondent-2

ORDER

(Made by the Hon'ble Chief Justice)

It is submitted that in view of the judgment of the Full Bench of this Court in *All India Private Educational Institutions Association v. State of Tamil Nadu [2020 (5) CTC 93]*, the challenge raised in the present writ petition has been answered.



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2. In view of that, the writ petition is disposed of. There will be no order as to costs. Consequently, WMP No.3796 of 2017 is closed.

(S.V.G., CJ.)

(P.D.A., J.)

21.06.2023

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

1. The Principal Secretary to Government
Labour and Employment Department
Fort St. George
Chennai 600 009.
2. The Deputy Director
Employees' State Insurance Corporation
Sub Regional Office
1897, Trichy Road
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