



W.P.(MD)Nos.20218, 18035 & 22579 of 2021

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.11.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.(MD)Nos.20218, 18035 & 22579 of 2021

and

W.M.P.(MD).No.13535 of 2022

W.P.(MD)No.20218 of 2021

S.Gopi

... Petitioner

Vs

- 1.The Union of India,
Represented by the Principal Secretary,
Ministry of Labour and Employment,
Government of India,
Shram Shakti Bhawan,
Rafi Marg, New Delhi -110 001.
- 2.The State of Tamil Nadu,
Represented by
The Principal Secretary to Government,
Labour and Employment Department,
Secretariat,
Fort St.George, Chennai – 600 009.
- 3.State of Tamil Nadu,
Represented by
The Principal Secretary,
Department of Adi Dravidar Welfare,
Secretariat, Fort St.George,
Chennai – 600 009.



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4.The Commissioner of Labour,
Labour Commissionerate,
DMS Complex,
Teynampet, Chennai – 600 006.

5.The District Collector,
Office of the District Collector,
Dindigul – 624 004.

6.The Commissioner,
Dindigul City Municipal Corporation,
15/9, Trichy Road,
Dindigul.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the Respondents No.1 to 5 to direct the Respondent No.6 to allot a shop for the petitioner who is a rescued bonded labour in the newly constructed shopping complex inside the “Kamarajar Bus Stand, Dindigul” or at “Gandhi market Dindigul” and also to provide other rehabilitation measures for the petitioner as per the “Central Sector Scheme for Rehabilitation of Bonded Labour, 2016” by considering the representation of the petitioner dated 22/09/2020 in accordance with law within the time stipulated by this Court.

W.P.(MD)No.18035 of 2021

A.Alagarsamy

... Petitioner

Vs

1.The Union of India,
Represented by the Principal Secretary,
Ministry of Labour and Employment,
Government of India, Shram Shakti Bhawan,
Rafi Marg, New Delhi -110 001.



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- 2.The State of Tamil Nadu,
Represented by
The Principal Secretary to Government,
Labour and Employment Department,
Secretariat,
Fort St.George, Chennai – 600 009.
- 3.State of Tamil Nadu,
Represented by
The Principal Secretary,
Department of Adi Dravidar Welfare,
Secretariat, Fort St.George,
Chennai – 600 009.
- 4.The Commissioner of Labour,
Labour Commissionerate,
DMS Complex,
Teynampet, Chennai – 600 006.
- 5.The District Collector,
Thiyagi Subramania Siva Malihai,
Velu Nachiyar Valaham Chettinaickenpatti,
Dindigul, Tamil Nadu-624 004.
- 6.The Commissioner,
Dindigul City Municipal Corporation,
15/9, Trichy Road,
Dindigul.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the Respondents No.1 to 5 to direct the Respondent No.6 to allot a shop for the petitioner who is a rescued bonded labour in the newly constructed shopping complex inside the “Kamarajar Bus Stand, Dindigul” or at “Gandhi market Dindigul” and



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also to provide other rehabilitation measures for the petitioner as per the “Central Sector Scheme for Rehabilitation of Bonded Labour, 2016” by considering the representation of the petitioner dated 22/09/2020 in accordance with law within the time stipulated by this Court.

W.P.(MD)No.22579 of 2021

S.Natraj

... Petitioner

Vs

1.The Union of India

Represented by the Principal Secretary,
Ministry of Labour and Employment,
Government of India,
Shram Shakti Bhawan,
Rafi Marg, New Delhi -110 001.

2.The State of Tamil Nadu

Represented by
The Principal Secretary to Government,
Labour and Employment Department,
Secretariat,
Fort St.George, Chennai – 600 009.

3.State of Tamil Nadu,

Represented by
The Principal Secretary,
Department of Adi Dravidar Welfare,
Secretariat, Fort St.George, Chennai – 600 009.

4.The Commissioner of Labour,

Labour Commissionerate,
DMS Complex,
Teynampet, Chennai - 600006.

5.The District Collector,

Office of the District Collector,
Dindigul – 624 004.



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6.The Commissioner,
Dindigul City Municipal Corporation,
15/9, Trichy Road,
Dindigul.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the Respondents No.1 to 5 to direct the Respondent No.6 to allot a shop for the petitioner who is a rescued bonded labour in the newly constructed shopping complex inside the “Kamarajar Bus Stand, Dindigul” or at “Gandhi Market, Dindigul” and also to provide other rehabilitation measures for the petitioner as per the “Central Sector Scheme for Rehabilitation of Bonded Labour, 2016” by considering the representation of the petitioner dated 22/09/2020 in accordance with law within the time stipulated by this Court.

For Petitioners : Mr.R.Alagumani

For R-1 : Mr.R.Arjunrajan,
Senior Panel Counsel

For R-2 to R-5 : Mr.R.Ragavendran,
Government Advocate

For R-6 : Mr.J.Lawrance
(In all Writ Petitions)

COMMON ORDER

The issue involved in all the three Writ Petitions are common and hence, they are taken up together, heard and disposed of through this common order.



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2. These Writ Petitions have been filed for the issue of writ of mandamus directing the respondents to deal with the representations made by the petitioners, wherein, the petitioners are seeking for rehabilitation measures as per the Central Sector Scheme for Rehabilitation of Bonded Labour, 2016 and also for a further direction to the Dindigul City Municipal Corporation to allot one of the shop that has been constructed inside the Kamarajar Bus stand or at Gandhi Market.

3. Heard the learned counsel on either side.

4. The case of the petitioners is that they were engaged as bonded labourers in a power loom sector from the year 1993 and they worked as bonded labourers for nearly six years. Eventually, an inspection was conducted by the Revenue Divisional Officer, Karur and they ascertained the fact that the petitioners were engaged as bonded labourers. In view of the same, through proceedings dated 26.03.1998, an interim relief of a sum of Rs.10,000/- (Rupees Ten Thousand only) was paid to the petitioners.



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fourth respondent within a period of eight (8) weeks from the date of receipt of a copy of this order.

11. These Writ Petitions are disposed of in the above terms.

No costs. Consequently, the connected miscellaneous petition is closed.

15.11.2023

NCC:yes/no

Index:yes/no

Internet:yes/no

tsg

To

1.The Principal Secretary to Government,
the State of Tamil Nadu.
Labour and Employment Department,
Secretariat,
Fort St.George, Chennai – 600 009,

2.The Principal Secretary,
the State of Tamil Nadu,
Department of Adi Dravidar Welfare,
Secretariat, Fort St.George,
Chennai – 600 009.

3.The Commissioner of Labour,
Labour Commissionerate,
DMS Complex,
Teynampet, Chennai – 600 006.



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N.ANAND VENKATESH, J.

tsg

4.The District Collector,
Office of the District Collector,
Dindigul – 624 004.

5.The District Collector,
Thiyagi Subramania Siva Malihai,
Velu Nachiyar Valaham Chettinaickenpatti,
Dindigul, Tamil Nadu-624 004.

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