



W.P.Nos.29346 of 2008 & 6309 of 2009

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.12.2024

CORAM:

THE HONOURABLE MR. JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P.Nos.29346 of 2008 and 6309 of 2009

W.P.No.29346 of 2008

- 1.D.Dinakaran
- 2.R.Ramamoorthy
- 3.V.Raja
- 4.M.Gnanavel
- 5.G.Palani
- 6.G.Govindaraji
- 7.K.Babu
- 8.K.Saravanan
- 9.D.Sydney Vincent Babuji
- 10.S.Panneer Selvam
- 11.G.Karunakaran
- 12.D.Bal raj
- 13.P.Venkatesan
- 14.L.Mothilal
- 15.M.Kumaresan
- 16.D.Haridass
- 17.V.Muthukumaran

.. Petitioners in W.P.No.29346 of 2008

- 1.D.Mohan
- 2.K.Balasubramaniam
- 3.N.S.Baskaran
- 4.R.Shanmugasundaram
- 5.D.Ruban
- 6.M.Subakannan
- 7.R.Babu Raj
- 8.P.Gajananda Kumar



W.P.Nos.29346 of 2008 & 6309 of 2009

9.G.Venkatesan

10.M.Perumal

11.A.Pichandi

12.N.Sivakumar

13.B.Selvan

14.J.Govindasamy

15.P.S.Vaidyanathan

16.K.Karthikeyan

17.M.Ravichandran

18.S.Mahalingam

19.S.Pandurangan

20.G.Sathiyamoorthy

21.P.Poongavanam

22.M.Murali

23.B.Meganathan

.. Petitioners in W.P.No.6309 of 2009

Vs.

1.The Management of Bharat Heavy Electricals Ltd.,
Represented by its Chairman and Managing Director,
BHEL Corporate Office,
Siri Fort, New Delhi-110 049.

2.The General Manager,
Bharat Heavy Electricals Limited,
Indira Gandhi Industrial Complex,
Ranipet-632 406.

3.The Senior Manager/HR,
(Recruitment & Systems),
Bharat Heavy Electricals Limited,
Indira Gandhi Industrial Complex,
Ranipet-632 406.

.. Respondents in both WPs.

Common Prayer: Writ Petitions are filed under Article 226 of the
Constitution of India to issue a Writ of Mandamus directing the



W.P.Nos.29346 of 2008 & 6309 of 2009

respondents to consider the case of the petitioners for appointment in permanent regular services in the respondent company for the post of Artisans, as per the provisions of the Apprentices Act, 1961 based on the principles laid down by this Honourable court made in W.A. Nos. 685 to 687 of 2007 and in W.P.Nos. 7657, 9711 to 9715 of 2006 and 9639 of 2007.

In both WPs.

For Petitioners : Mr.R.Rajaram

For R1 & R2 : Mr.F.B.Benjamin George

COMMON ORDER

Both these writ petitions were filed by apprentices in Bharat Heavy Electricals Limited (BHEL) seeking appointment in the permanent regular services of the company for the post of artisans.

2.In earlier matters wherein the same issue arose for consideration, BHEL carried the matter in appeal before a Division Bench of this Court and the Division Bench allowed the appeals by holding that the private respondents cannot, as a matter of right, claim the relief sought for in view of Section 22(1) of the Apprentices Act, 1961. (*The Management of*



W.P.Nos.29346 of 2008 & 6309 of 2009

Bharat Heavy Electrical Limited and others v. R.Govindan,

MANU/TN/0228/2015). The Division Bench was also cognizant of the

fact that the private respondents therein were guilty of laches, and recorded a finding to that effect. The matter was challenged before the Supreme Court by way of Special Leave Petitions, which came to be dismissed by order dated 13.08.2024.

3.Since these writ petitions are squarely covered by the decision of the Division Bench of this Court, these two writ petitions are dismissed without any order as to costs.

18.12.2024

Index : Yes / No
Internet : Yes / No
Neutral Citation : Yes / No

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W.P.Nos.29346 of 2008 & 6309 of 2009

To
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W.P.Nos.29346 of 2008 & 6309 of 2009

SENTHILKUMAR RAMAMOORTHY,J.

Kj

W.P.Nos.29346 of 2008 and 6309 of 2009

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