



WEB COPY



W.P.No.39532 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.12.2024

CORAM:

THE HONOURABLE MR. JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.39532 of 2024
and
WMP.No.42815 of 2024

Srinivas Waste Management
Services Pvt. Ltd., F-3
Harmony Enclave, No..8
MP Avenue, Abbusali Street
Saligramam, Chennai 600 093.
Represented by its
Director, Mr.S.Sankaranarayanan

... Petitioner

Vs.

1.The Regional Director
Sub Regional Office (Salem)
Employees State Insurance Corporation
39/57, Theerthamalai Vaniga Valagam
Three Roads
Salem 636 009.



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2.The Recovery Officer
Sub-Registrar Office (Salem)
Employees State Insurance Corporation
39/57, Theerthamalai Vaniga Valagam
Three Roads
Salem 636 009.

...Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the First Respondent From initiating any further action in terms of Section 45A order dated 20.07.2022 vide proceedings No.63510902250021001/MEC/SRO/SLM/05/18 and consequential recovery proceedings vide No.SLM/RECY/45(G)/63-51-090225-002-1001 dated 30.08.2024 passed by the second respondent until the OP.SR.No.411 of 2024 dated 21.11.2024 filed by the petitioner is taken up for admission by the Principal Labour Court, Chennai.

For Petitioner : Mr.G.Anand Gopalan
for M/s.AGAM LEGAL

For Respondents : Mr.G.Bharadwaj
(ESI) Corporation

ORDER



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This Writ Petition is filed forbearing the first respondent from initiating any further action in terms of Section 45A dated 20.07.2022 and the consequential proceedings dated 30.08.2024 until the OP.SR.No.411 of 2024 dated 21.11.2024 filed by petitioner is taken up for admission by the Principal Labour Court, Chennai and for further other orders.

2. When the matter came up for hearing, both side learned counsel are present. Now the Presiding Officer is very much there in the Principal Labour Court, Chennai. As such, the petitioner shall file a memo along with the website uploaded copy of this order without waiting for the certified copy of the order and upon filing of the memo not later than two weeks from the date of uploading of the copy of the order, the Labour Court shall endeavour forthwith to take up the matter for admission and consideration of the interim order prayed for by the petitioner.

3. It is made clear that until then status-quo as on today shall be maintained by the respondent organization and thereafter, they can proceed



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but all further proceedings will be subject to the interim order that may be passed by the Principal Labour Court.

4. With the above observations, this Writ Petition is disposed of.

No costs. Consequently, connected Miscellaneous Petition is closed.

21.12.2024

Neutral Citation : No
dna

To

1.The Regional Director
Sub Regional Office (Salem)
Employees State Insurance Corporation
39/57, Theerthamalai Vaniga Valagam
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Salem 636 009.

2.The Recovery Officer
Sub-Registrar Office (Salem)
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D.BHARATHA CHAKRAVARTHY, J.

dna

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