



WEB COPY



W.P.No.17458 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.02.2024

CORAM

THE HONOURABLE MRS. JUSTICE N.MALA

W.P.Nos.17458 and 26421 of 2019
and W.M.P.No.16938 of 2019

The Manager
Glenrock Estate Private Limited
Pandalur Taluk
The Nilgiris

...Petitioner in W.P.No.17458 of 2019

S.Gunasekaran

...Petitioner in W.P.No.26421 of 2019

Vs.

S.Gunasekaran

...Respondent in W.P.No.17458 of 2019

The Manager
Glenrock Estate Private Limited
Pandalur Taluk
The Nilgiris

...Respondent in W.P.No.26421 of 2019

PRAYER IN W.P.No.17458 of 2019: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari, call for records of Additonal Labour Court, Coimbatore in I.D.No.331/2006 dated 28.05.2018 (served on the petitioner on 21.08.2018) and quash the same as being arbitrary and illegal and violative of the Constitution of India.



W.P.No.17458 of 2019

PRAYER IN W.P.No.26421 of 2019: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, call for records of the entire proceedings in I.D.No.331 of 2006 dated 28.05.2018 on the file of the Learned Additional Labour Court, Coimbatore and quash the award with respect to the awarding of 25% of back wages alone and directing the respondent to provide full back wages from the date of dismissal to the date of re-instatement i.e., 18.12.2004.

In W.P.No.17458 of 2019

For Petitioner : M/s.D.J.Venkatesan
For Respondent : M/s.V.Sivakumar

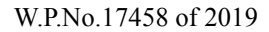
In W.P.No.26421 of 2019

For Petitioner : M/s.V.Sivakumar
For Respondent : M/s.D.J.Venkatesan

ORDER

The Management has filed the writ petition challenging the award of the Labour Court in I.D.No.331 of 2006 dated 28.05.2018 whereunder the Management was directed to reinstate the respondent with continuity of service and 25% back wages. The learned counsel for the petitioner as well as the respondent have produced the 18(1) settlement entered into between the Management and the respondent.

The terms of the 18(1) settlement are as follows:



செய்து, பந்தம்.

பிரதமர், அமைச்சர் தலைவர்
ஆகியோர்,
சந்திரா, போதல் விளையுந்து சி
கிளையர், மார்ச் மார்ச்
மார்ச், மார்ச் மார்ச் மார்ச்.

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எதிராக எந்த ஒரு கோரிக்கையும் எழிக்காலத்தில் தொழிலாளி கோரவே மாட்டார் என்று ஒப்பு கொள்கிறார் மேலும் இரு W.P. NO. 26421/2019 மற்றும், W.P. NO. 17458 /2019 வாயஸ் பெற்றுக்கொள்ள இரு தரப்பிலும் ஒப்புகொள்கின்றார்கள் மேற்படி ஒப்பந்தத்தை DCL, கோனவ, அவர்களுக்கு பதிவு அஞ்சல் மூலம் அனுப்ப இரு தரப்பிலும் ஒப்பு கொள்கின்றார்கள்.

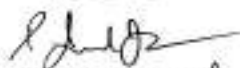
For GLENROCK ESTATES PRIVATE LIMITED


திருவாசு

Authorised Signatory


தொழிலாளி

மாட்கிகள்

1. S. Baerut S. Uthayakumar S/மெக்ஸ்
2.  இத்தியாக நகர் 1740/A1
P. Immanuel
No 48 Anna Salai பத்தினி.
Chennai 600002
D.D. No. 046442 dt. 27/2/24
for Rs. 2,50,000/-
in favour of
Gura Selvam

Recd DA on 29/2/24
For. V. Sivakumar

JL 1676061



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2. Recording the 18(1) settlement, the writ petition is disposed.

Consequently, connected miscellaneous petition is closed. No costs.

29.02.2024

Shl

Index : Yes/No

Internet : Yes/No

Speaking Order/Non-Speaking Order

Neutral Citation Case : Yes/No

To

The Manager

Glenrock Estate Private Limited

Pandalur Taluk

The Nilgiris



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W.P.No.17458 of 2019

N.MALA,J.

shl

W.P.Nos.17458 and 26421 of 2019
and W.M.P.No.16938 of 2019

29.02.2024