



W.P.(MD) No.16179 of 2020

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.02.2024

CORAM

THE HON'BLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

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- 1.M.Senthil Kumar
- 2.A.Selvaraj
- 3.K.Solairaja
- 4.Sirumani Arokiasamy
- 5.R.Balamurugan
- 6.M.Saravanan
- 7.A. Vellaisamy
- 8.M.Vadivelu
- 9.R.Senthil Kumar
- 10.K.Ganeshamurthy
- 11.R.Ramasamy
- 12.K.Ravikumar
- 13.M.Sadasivam
- 14.S.Sankaramoorthy
- 15.M.Ganesan
- 16.P.Nagendran
- 17.S.Rajkumar



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- 18.A.Nagaraj
- 19.P.Kesavan
- 20.A.Baskarapandian
- 21.R.Alagarsamy
- 22.A.Rameshkumar
- 23.K.Sakthivel
- 24.C.Manmadharaj
- 25.R.Balasubramani
- 26.M.Ramasami Pillai
- 27.S.Velmurugan
- 28.K.Ramesh
- 29.M.Chandrasekaran
- 30.G.Leo Saleth Raj
- 31.P.Muniyappan
- 32.A.Karuppasamy
- 33.L.Kalimuthu

... Petitioners

Vs.

- 1.The Tamil Nadu Generation &
Distribution Corporation Limited,
Rep. by its Managing Director,
10th Floor, NPKRR Maaligai,
144, Anna Salai, Chennai -600 002.



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- 2.The Superintending Engineer,
Dindigul Distribution Circle,
TANGEDCO,
Meenakshinayakanpatti, Dindigul.
- 3.The Assistant Electrical Engineer,
Melakottai Electrical Division,
TANGEDCO, Dindigul-2.
- 4.The Deputy Commissioner of Labour Cum
Competent Authority
(Tamil Nadu Industrial Establishments
(Conferment of Permanent Status to Workmen) Act, 1981),
Dindigul, Dindigul District.
- 5.The Assistant Electrical Engineer,
Nehruji Nagar Electrical Division,
TANGEDCO, Dindigul.
- 6.The Assistant Electrical Engineer,
Angu Nagar Electrical Division,
TANGEDCO, Dindigul.
- 7.The Assistant Electrical Engineer,
Ayyalur Electrical Division,
TANGEDCO, Dindigul.
- 8.The Assistant Electrical Engineer,
Kovilur Electrical Division,
TANGEDCO, Dindigul.
- 9.The Assistant Electrical Engineer,
Vatlagundu East Village Electrical Office,
TANGEDCO, Dindigul.



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10. The Assistant Electrical Engineer,
Vatlagundu West Village Electrical Office,
TANGEDCO, Dindigul.

11. The Assistant Electrical Engineer,
Sathayankottai Electrical Division,
TANGEDCO, Dindigul.

12. The Assistant Electrical Engineer,
Nagar Vada Madurai Electrical Division,
TANGEDCO, Dindigul.

13. The Assistant Electrical Engineer,
Vada Madurai Village Electrical Office,
TANGEDCO, Dindigul.

14. The Assistant Electrical Engineer,
Eriyode Electrical Division,
TANGEDCO, Dindigul.

15. The Assistant Electrical Engineer,
Vellanampatti Electrical Division,
TANGEDCO, Dindigul.

16. The Assistant Electrical Engineer,
Sukkampatti Electrical Division,
TANGEDCO, Dindigul.

17. The Assistant Electrical Engineer,
Vedasandur Urban Electrical Division,
TANGEDCO, Dindigul.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India to issue Writ of Mandamus, directing respondents 1 to 3 to implement the common



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order made by the 4th respondent, in Permanent Status Case Nos. 6 to 8/2014, 13, 17 and 18 to 36/2014, 38/2014, 39/2014, 42/2014, 43/2014 and 48 to 53 of 2014 dated 31.07.2020, under the Tamil Nadu Industrial Establishments (Conferment of Permanent Status to Workmen) Act, 1981 by absorbing the petitioners in the service of the respondent Corporation and provide all consequential and other attendant benefits within the time that may be stipulated by this Court.

For Petitioners	:	Mr.Mohammed Imran for M/s.Ajmal Associates
For Respondents	:	Ms.P.Malini for M/s.T.S.Gopalan & Co.

ORDER

This writ petition has been filed seeking implementation of the common order passed by Respondent No.4 in Permanent Status Case Nos. 6 to 8/2014, 13, 17 and 18 to 36/2014, 38/2014, 39/2014, 42/2014, 43/2014 and 48 to 53 of 2014 dated 31.07.2020, under the Tamil Nadu Industrial Establishments (Conferment of Permanent Status to Workmen) Act, 1981 by absorbing the petitioners in the service of the respondent-Corporation and to provide all consequential and other attendant benefits.



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2. The very same order dated 31.07.2020, which is sought to be implemented by claiming Writ of Mandamus in the present writ petition, was already set aside by a learned Single Judge of this Court in W.P.(MD) Nos. 7548 of 2022 and batch, dated 21.04.2022, following the decision of the Hon'ble First Bench of this Court in W.P.Nos.4061 of 2013 and batch, dated 07.03.2022 and also by this Court in another batch of writ petitions in W.P. (MD) Nos.7826 of 2022 and batch by order dated 26.02.2024. As the very same order was already set aside and the matter is remanded back for fresh consideration, the question of issuing Writ of Mandamus for implementation of the said order dated 31.07.2020 does not arise. Hence, the relief sought in this writ petition cannot be granted and the same is accordingly dismissed, leaving it open to the petitioners to pursue the matter before Respondent No.4 in accordance with law. No costs.

26.02.2024

NCC : Yes/No
Index : Yes/No
Internet : Yes

ABR



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MUMMINENI SUDHEER KUMAR, J.

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