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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.06.2025

CORAM:

THE HONOURABLE MR. JUSTICE P.DHANABAL

W.P.No.1095 of 2022
and WMP.No.1350 of 2022

1.All India Defence Employees Federation (AIDEF)
Rep by its General Secretary Mr.C.Srikumar,
SM Banerjee Maligai,
OCF Road, Avadi, Chennai – 600 054.

2.J.Wilson Christopher T/HS-1,
T.No.105098/5098/PS3
JCM-IV Member,
No.87, 1 Cross Sreet,
4th Main Road, Gopalapuram East,
Pattabiram, Chennai – 600 072.

... Petitioners

Vs

1.Government of India
Ministry of Defence
Department of Defence Production
Rep by its Secretary,
South Block, New Delhi – 110 001.

2.Directorate of Ordnance (Coordination & Services)
Rep by its Secretary,
Ayudh Bhavan,
10-A, S.K.Bose Road,
Kolkatta – 700 001.

3.Troop Comforts Limited
Rep by its Director/HR
G.T. Road, Kanpur,
Uttar Pradesh – 208 013.

... Respondents



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PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari calling for the records of the respondent in Proceedings No.Na.Ka.No. Moo. Mo 425/2017 and quash its order dated 20.04.2021.

For Petitioner : Mr.Ravikumar Paul

For Respondents : Mr.K.S.Jeyaganeshan,
Senior Panel Counsel

ORDER

This petition has been filed by the petitioner to quash the circular issued by the third respondent in the impugned order No.TCL/0287/Per/Policy dated 24.11.2021.

2. The learned Government Advocate appearing for the Respondents 1 & 2 would submit that the circular issued by the 3rd respondent has been kept in abeyance since 28.09.2022, and therefore the writ petition can be closed for the present.

3. The learned counsel appearing for the petitioner would submit that the circular was not withdrawn by the third respondent and the same is kept



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in abeyance, therefore, it can be implemented at any time, and therefore he strongly objected.

4. Considering the above said submissions, this Court is of the view that since the impugned order has been kept in abeyance since 28.09.2022 and has not yet been implemented, the 3rd respondent is at liberty to issue a fresh circular, if they want to implement it. At the same time, the petitioner is also at liberty to challenge the fresh circular if any, issued by them, if they are aggrieved by it.

5. With the above said observation, this writ petition is closed. No costs. Consequently, connected Miscellaneous Petition is closed.

17.06.2025

drl

Speaking/Non Speaking

Index : Yes / No

Internet : Yes / No



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To

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P.DHANABAL, J.,

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17.06.2025
(1/3)