



W.P.No.26202 of 2009

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.01.2025

CORAM :

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.26202 of 2009
and M.P.No.1 of 2009

1.NLC Workers Solidarity Union
Rep.by its President
Regn.No.26/SAV
A2, Screw Lane Block-11
Neyveli-607 803.

2.NLC Thozhilalar Otrumai Maiyam
Rep.by its General Secretary
Regn.No.49/SAV
36, Haja Street, Kongaikondan,
Neyveli – 607 802.

3.CITU – NLC Labour and Staff Union
Rep.by its General Secretary
Near Central Bus Stand
Regd.No.1803, Block-24
Beyveli-607 801.

4.HMS-NLC Labour and Staff Union
Rep.by its President
Regn.No.224/SAT
D-138, Anna Road, Block-18
Neyveli-607 803.



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5. Anna Workers and Staff Union

Rep.by its Secretary

Regd.No.2939/CNI

D-3, Diamond Road

Block-17, Neyveli-3.

6.NLC Mazdoor Sangh

Rep.by its General Secretary

D-24, Perumal Koil Street

Block-27, Neyveli-3.

7.NLC Labour and Staff Progressive Union (MLF)

Rep.by its General Secretary

D-16A, U.V.S.Salai, Block-27, Neyveli-607 803.

8.NLC Dhesiya Murpokku

Thozhilalar Sangam

Rep.by its President

281-F, Type-I, Circle-29, Neyveli – 607 807.

9.NLC Moovendhar

Thozhil Sangam

Rep.by its General Secretary

B-2, Cot lane, Block-3

Neyveli-1.

.. **Petitioners**

Vs.

1.The Government of India,

Rep. By Its Secretary, Ministry of Labour, New Delhi.

2.The Regional Labour

Commissioner (Central) Conciliation, Shastri Bhavan, Chennai 6.

3.The Neyveli Lignite Corporation Limited,

Rep. by its Chairman cum Managing Director, Neyveli-1.

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4.The Director (Personnel),
NLC Limited, Neyveli-1.

5.The Chief General Manager
(P&A), NLC Limited, Neyveli.

6.NLC Workers Progressive
Union, Rep. by its General Secretary, Anna Road, Block-25, Neyveli-3.

7.NLC Pattali Thozhir Sangam,
Rep. By Its General Secretary, K.N. Subbaraman Salai,
Block-19, Neyveli-3.

... **Respondents**

Prayer: Petition filed under Article 226 of the Constitution of India seeking a Writ of Declaration, declaring that the settlement dated 27.10.2009 reached under Section 12 (3) of the I.D.Act by the respondents 3, 6 and 7 as null and void, non-est, inoperative and illegal and consequently direct the 2nd respondent to hold conciliation on the petitioner Unions' demand and bring a fair and amicable settlement and in the event of failure of conciliation to submit a failure report of the 1st respondent and the 1st respondent to refer the issue to the Central Government Industrial Tribunal-cum-Labour Court, Chennai for adjudication, within a specified time as may be fixed by this Court.

For the Petitioners : Mr.V.Ajoy Khose

For the Respondents : Mr.C.Samivel
SPCGSC for RR1 & 2



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Mr.N.A.K.Sarma for RR3 to 5

Mr.U.Sathia Chandran for R6

ORDER

This Writ Petition is filed with a prayer to declare the settlement dated 27.10.2009 and reached under Section 12 (3) of the Industrial Disputes Act, by the respondents 3, 6 and 7 as null and void, non-est, inoperative and illegal and consequently direct the 2nd respondent to hold conciliation on the petitioner Unions' demand.

2. When the matter came up for hearing today, Mr.Ajoy Khose, the learned counsel appearing on behalf of the petitioners would submit that the period covered by the settlement was over and subsequent settlement also entered into. Hence, nothing further requires to be adjudicated in this Writ Petition.

3. In view of the submission made by the learned counsel for the petitioners, this Writ Petition is dismissed as infructuous. No costs.



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Consequently, connected miscellaneous petition is closed.

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To

1.The Secretary,
Government of India, Ministry of Labour, New Delhi.

2.The Regional Labour
Commissioner (Central) Conciliation, Shastri Bhavan, Chennai 6.

3.The Chairman cum Managing Director,
Neyveli Lignite Corporation Limited, Neyveli-1.

4.The Director (Personnel),
NLC Limited, Neyveli-1.

5.The Chief General Manager
(P&A), NLC Limited, Neyveli.



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D.BHARATHA CHAKRAVARTHY, J.

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