



W.P.Nos.23825 of 2017 & 11634 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.04.2025

CORAM :

THE HONOURABLE MR. JUSTICE M. DHANDAPANI

W.P.Nos.23825 of 2017 & 11634 of 2018

and

W.M.P.Nos.25056 of 2017 & 13620 of 2018

1.The Commissioner,
Corporation of Chennai,
Ripon Buildings,
Chennai – 600 003.

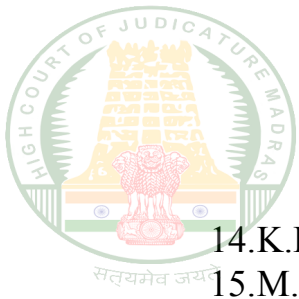
2.The Superintendent Engineer,
Mechanical Department,
Corporation of Chennai.

... Petitioners in both WPs

Vs.

1.The Inspector of Labour,
Circle – 3, Nandanam,
Chennai – 600 035.

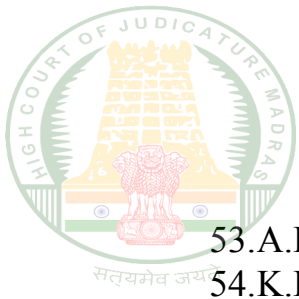
2.C.Thiyagarajan
3.R.V.Munikrishna
4.R.Manoharan
5.B.Charan
6.B.R.Haribabu
7.S.Suresh
8.R.Gokulakrishnan
9.S.Chinna Guruvaya
10.L.Prathap
11.K.N.Pradap
12.G.Gopal
13.C.Arumugam



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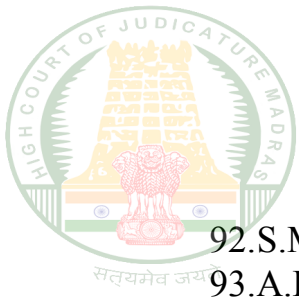
- 14.K.Kumaravel
- 15.M.Thirumalavasu
- 16.M.Chandrasekaran
- 17.B.Benerze
- 18.G.Joseph
- 19.N.Devendran
- 20.G.Thomas
- 21.K.Nagaraj
- 22.S.Shankar
- 23.A.Raja
- 24.R.Kamala Kannan
- 25.G.Haribabu
- 26.A.Kamaraj
- 27.E.Singaravelan
- 28.J.Babu
- 29.G.Arunkumar
- 30.C.H.Sarathkumar
- 31.P.Kuppusamy
- 32.G.Duraikannu
- 33.A.Thirumalai
- 34.K.Bhaskar
- 35.P.Murugan
- 36.K.Manikandan
- 37.C.Venkatesh
- 38.R.Bhaskel Joseph
- 39.G.U.Yuvaraj
- 40.R.Ramesh
- 41.D.Bhaskar
- 42.K.Murukesan
- 43.I.Senthilkumar
- 44.J.Chandrasekar
- 45.G.Harikrishnan
- 46.K.G.Saravanan
- 47.S.Srinivasan
- 48.M.Ravindran
- 49.R.Raju
- 50.Y.Kirupanandam
- 51.C.Lokesh
- 52.P.Srinivasalu



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- 53.A.P.Mohanbabu
- 54.K.Ravi
- 55.K.Pandi
- 56.N.P.Narasimalu
- 57.J.Vijaya Bhaskararao
- 58.G.Sathish Kumar
- 59.M.Dillibabu
- 60.P.Gopi
- 61.S.Ravi
- 62.G.Arumugam
- 63.B.Karthick
- 64.S.Rajan
- 65.K.S.Ayyanar
- 66.A.G.M.Denzhil
- 67.S.Saravanan
- 68.M.Venkatraman
- 69.B.Thirumal Kumar
- 70.C.Prasanna Kumar
- 71.R.Nagaraj
- 72.T.Jacob
- 73.T.Angaiya
- 74.R.Rajkamal
- 75.B.Umapathy
- 76.M.Dinamurali
- 77.A.Abdulla
- 78.P.Tailselvam
- 79.V.Vimalnath
- 80.A.Radhakrishnan
- 81.J.Velmurugan
- 82.J.Yesuva
- 83.B.Kishore
- 84.A.Edwin Jabakumar
- 85.L.Tamizharasan
- 86.P.Vadivelu
- 87.M.Anandhan
- 88.S.Ramesh
- 89.E.Sankar
- 90.J.Lakshmanan
- 91.C.Devaraj



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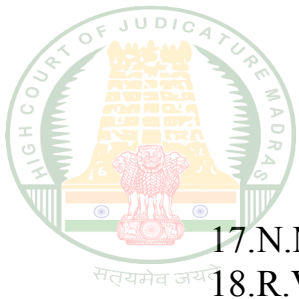
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- 92.S.Murugadoss
- 93.A.Dheenan
- 94.A.Moorthy
- 95.A.Ravikumar
- 96.R.Manivannan
- 97.R.Sureshkumar
- 98.K.Veeraragavan
- 99.P.Arumaidoss
- 100.K.Babu
- 101.D.Anand
- 102.T.Karthick
- 103.M.Babu
- 104.E.Srinivasan
- 105.R.Udayakumar
- 106.S.Yuvaraj
- 107.M.Raghu

... Respondents in W.P.No.23825 of 2017

1.The Inspector of Labour,
{Empowered as the Inspector under Tamil Nadu
Industrial Establishments (Conferment of Permanent Status to
Workmen) Act, 1981}
Circle – 3, Nandanam,
Chennai – 600 035.

- 2.Kamalakannan
- 3.D.Kishore
- 4.G.Alex Pandian
- 5.V.Shomaz
- 6.O.George
- 7.G.Srinivasan
- 8.R.Raghu
- 9.A.Srinivasulu
- 10.N.Shankar
- 11.B.Babu
- 12.K.Kanniyappan
- 13.A.Gajendran
- 14.R.Venkatesan
- 15.A.Babu
- 16.F.Gopi



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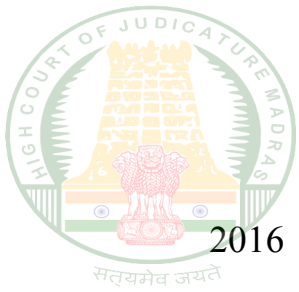
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- 17.N.Manikandan
- 18.R.Venkatesh
- 19.J.Sudhakar
- 20.E.Bakthavatchalam
- 21.T.Nallaiya
- 22.A.Moorthy
- 23.S.Venkatesh
- 24.K.Chandrasekar
- 25.M.Mariyadoss
- 26.A.Kumar
- 27.J.Manikandan
- 28.B.Suriyaprakasam
- 29.M.G.Mahesh
- 30.N.Mohanbabu
- 31.S.Vijayakumar
- 32.P.Sekar
- 33.S.Dillibabu
- 34.J.Sathish
- 35.T.Kalesha
- 36.R.Karthikeyan
- 37.M.Raja
- 38.G.Karthikeyan
- 39.R.Murugesan
- 40.C.Murugesan
- 41.P.Jothi

... Respondents in W.P.No.11634 of 2018

Prayer in W.P.No.23825 of 2017 : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari, to call for the orders on the file of the 1st respondent herein in Case No.2180 of 2015 and quash the impugned order dated 27.03.2017 passed by the 1st respondent herein.

Prayer in W.P.No.11634 of 2018 : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari, to call for the orders on the file of the 1st respondent herein in Case No.E/1958 of



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2016 and quash the impugned order dated 27.09.2017 passed by the 1st respondent herein.

For Petitioners in : Mr.S.Gopinathan
both WPs

For R1 in both : Mr.K.Surendran
WPs Additional Government Pleader

For R2 to R107 in Mr.S.Shanmugasundaram
W.P.No.23825 of for Mr.P.Suresh
2017 & R2 to R41
in W.P.No.11634
of 2018

COMMON ORDER

Since the issue involved in both the writ petitions is one and the same, with the consent of the learned counsel for the parties, both the writ petitions are heard together and disposed of by way of this common order.

2. The case of the petitioners is that the respective private respondents are contract employees and without rendering 480 days in two calendar year under the Corporation of Chennai, they made applications before the respective 1st respondent seeking Conferment of Permanent Status in Case Nos.2180 of 2015 and E/1958 of 2016. The respective 1st respondent, passed the impugned orders dated 27.03.2017



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and 27.09.2017, directing the Corporation of Chennai to regularize the services of the respective private respondents. Challenging the same, the present writ petitions have been filed.

3. Learned counsel for the petitioners submitted that the respective 1st respondent should have consider that in present case the necessary parties, namely the contractors, who engaged the respective private respondents for work had not been made as a party to the case. Hence, it is the case for dismissal in limine. Further, he submitted that the respective 1st respondent ought to have seen that the respective private respondents are not workmen under the Corporation in order to get the benefit of permanency in Corporation. Accordingly, he prays for allowing these writ petitions.

4. Per contra, learned counsel appearing for the respective private respondents submitted that some of the documents which are available with the respective private respondents were not marked before the respective 1st respondent. Hence, this Court may set aside the impugned order and remand the matter back to the respective 1st respondent for letting fresh evidence.



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WEB COPY 5. In response, learned counsel for the petitioners submitted that if this Court is inclined to remand the matter to the respective 1st respondent, this Court may direct the respective 1st respondent to decide the conferment of permanent status upon satisfaction of 480 days of service of the respective private respondents in two calendar years.

6. In view of the above submissions made by the learned counsel for the parties, without going into the merits of the case, this Court sets aside the impugned orders dated 27.03.2017 and 27.09.2017 passed by the respective 1st respondent in Case Nos.2180 of 2015 and E/1958 of 2016 and the matter is remanded to the respective 1st respondent for fresh consideration. While re-considering the same, the respective 1st respondent is directed to permit the parties to let-in fresh evidence and upon perusing the entire documents and on satisfaction that respective private respondents have been in employment under the petitioners for a period of 480 days in two calendar years, the respective 1st respondent shall dispose of the cases, within a period of twelve (12) weeks from the date of receipt of a copy of this order.



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WEB COPY 7. Accordingly, these Writ Petitions are disposed of. No costs.

Consequently, the connected miscellaneous petitions are closed.

15.04.2025

Index : Yes / No

Speaking order / Non-speaking order

Neutral Citation Case : Yes / No

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To

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Circle – 3, Nandanam,
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{Empowered as the Inspector under Tamil Nadu
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Corporation of Chennai.



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M.DHANDAPANI, J.

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