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W.P.No.32480 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.03.2025

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THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.32480 of 2018

Tamil Nadu Electricity Board General Employees Union
Rep. by its General Secretary ... Petitioner

Vs.

1.Tamil Nadu Electricity Generation and
Distribution Corporation Limited
Rep. by its Chairman cum Managing Director
No.144, Anna Salai,
Chennai 600 002.

2.The Chief Engineer and Personnel
Tamil Nadu Electricity Generation and
Distribution Corporation Limited
Rep. by its Chairman cum Managing Director
No.144, Anna Salai,
Chennai 600 002. ... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to identify the members of the petitioner union who are termed to be contract labour in the respondent corporation for long number of years and pay them wages fixed under Per.(FB) TANGEDCO Proceedings No.4, dated 13.03.2018 which has been issued pursuant to a settlement under Section 12(3) of the Industrial Disputes Act, 1947 dated 22.02.2018,



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pay ex-gratia and other benefits.

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For Petitioner : Mr.Balan Haridas
For Respondents : Mr.Anand Gopalan
for M/s.Agam Legal Advocates

O R D E R

The petitioner has filed this writ petition seeking issuance of Writ of Mandamus directing the respondents to identify the members of the petitioner union who are termed to be contract labour in the respondent corporation for long number of years and pay them wages fixed under Per.(FB) TANGEDCO Proceedings No.4, dated 13.03.2018 which has been issued pursuant to a settlement under Section 12(3) of the Industrial Disputes Act, 1947 dated 22.02.2018, pay ex-gratia and other benefits.

2.The learned counsel appearing for the petitioner submitted that the petitioner union made representation dated 10.07.2018 to the respondents seeking to implement Proceedings No.4, dated 13.03.2018 in respect of a list of the members of the petitioner union, however, the same has not yet been considered. Hence, this Court may issue direction to the respondents to identify the members of the petitioner union who are termed to be contract labour in the



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respondent corporation for long number of years and pay them wages fixed under Per.(FB) TANGEDCO Proceedings No.4, dated 13.03.2018 which has been issued pursuant to a settlement under Section 12(3) of the Industrial Disputes Act, 1947 dated 22.02.2018.

3.Heard the arguments advanced on either side and perused the materials available on record.

4.Considering the submissions made on either side, this Court, without expressing any opinion on the merits of the case, directs the second respondent to consider the representation dated 10.07.2018 made by the petitioner union, if not already considered, on merits and in accordance with law and to pass appropriate orders after providing opportunity to the office bearers of the petitioner union, within a period of eight weeks from the date of receipt of a copy of this order.

5.The writ petition is disposed of. No costs.

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Index: Yes/ No

Speaking Order: Yes/ No

3/4



NCC: Yes/ No

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M.DHANDAPANI,J.
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To

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