



WP.(MD)No.2437 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 27.10.2025

CORAM :

THE HON`BLE MR.JUSTICE B.PUGALENDHI

WP.(MD)No.2437 of 2022

The Management
The Nachammai Cotton Mills Ltd
Chettinad-630 102
Sivagangai District
rep through its General Manager

... Petitioner

Vs.

- 1.The Employees State Insurance Court,
Madurai.
- 2.The Joint Regional Director,
Employees State Insurance Corporation
K.K.Nagar, Madurai 625 020.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Mandamus, to direct the first respondent to repay the amount of Rs.4,67,116/- together with interest at the rate of 12% from the date of remittance till the date of repayment or to adjust the said amount towards the future



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contribution together with 12% interest as per the order of the ESI Court passed in ESIOP.No.47 of 2009 dated 21.11.2017 by considering the representations of the petitioner dated 05.02.2019, 09.02.2019 and 23.03.2019.

For Petitioner : Mr.V.O.S.Kalaiselvam

For R2 : Mr.R.Ravikumar

ORDER

The petitioner Cotton Mill has filed this writ petition seeking for the issuance of Writ of Mandamus to the first respondent to refund a sum of Rs.4,67,116/- together with interest from the ESI Corporation.

2.When this writ petition is taken up for hearing, the learned counsel for the respondent ESI Corporation admits that the petitioner Mill is having two units and one unit is functioning in uncovered area, however, a sum of Rs.4,67,116/- has erroneously been paid by the petitioner Management for the Mill functioning



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in uncovered area. On the filing of this writ petition, the amount has been worked out and returned to the petitioner Management in the month of November 2022. The proceedings of the Deputy Director is also placed before this Court to that effect.

3.The learned counsel appearing for the petitioner Management, after verification, fairly concedes with the submission made by the learned counsel for the respondent ESI Corporation.

4.Recording the above submissions, this writ petition is closed. No costs.

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



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