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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-01-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

WA No. 188 of 2026

Anmol Enterprises
Rep.by its Proprietor,
Chandrakant Jain,
No.45, Shop No.22,
Strotten Muthia Mudali Street,
Chennai-600 079

..Appellant(s)

Vs

N.Thangaraj

..Respondent(s)

Writ Appeal filed under Clause 15 of the Letters Patent issuing writ of certiorari to set aside the order dated 07.10.2025 passed in WP No.27659 of 2017 and allow the Writ Appeal and thus render justice.

For Appellant(s):

Mr.L.Chandrakumar For Mr.S.Anand Raj



JUDGMENT

(Judgment of the Court was delivered by C.Kumarappan J.)

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The present writ appeal has been filed assailing the order of the learned Single Judge in WP.No.27659 of 2017, dated 07.10.2025.

2. The appellant herein preferred the writ petition against the order of the Labour Court in I.D.No.114 of 2009, dated 09.06.2017.

3. It is contention of the appellant that there are no proofs to show that the petitioner is a workmen under the appellant. However, learned Single Judge, after having considered the factual findings rendered by the Labour Court, has ultimately dismissed the writ petition.

4. On perusal of the finding rendered by the Labour Court and by placing reliance upon Preponderance of probability, and based upon the conduct of the management witness in not cooperating for cross examination, the Writ Court has ultimately found that the workman has proved his status in the appellant management. At this juncture, it is relevant to refer to the judgment of the Hon'ble Supreme Court of India in the case of **Ishwarlal Mohanlal Thakkar Vs. Paschim Gujarat Vij Company Ltd. and Another**¹ relied by the learned Single Judge, where the Hon'ble Supreme Court of India has

¹ 2014 6 SCC 434



categorically held that only if there is a serious error of law or the findings recorded suffer from error apparent on record, the High Court cannot interfere with the factual findings.

5. While perusing the findings rendered by the Labour Court, this Court absolutely does not find any grounds to state that the findings rendered by the Labour Court is perverse and furthermore, considering the findings based upon the materials available before this Court, this Court does not find any merits in the present writ appeal.

6. Accordingly, the present writ appeal is dismissed. No costs. Consequently, the connected miscellaneous petitions, if any, are closed.

(S.M.S.,J.) (C.K.,J.)
28-01-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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**S.M.SUBRAMANIAM, J.
AND
C.KUMARAPPAN, J.**

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