



WEB COPY

WP No. 4959 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-02-2026

CORAM

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

WP No. 4959 of 2026

P.R.Veerappan

..Petitioner(s)

Vs

1. The State of Tamil Nadu

Rep. by its Secretary to Government,

Labour Welfare and Skill Development

Department,

Secretariat, Chennai 600 009

2. The Regional Director

Employee's State Insurance Corporation

Regional office,

No 143, Sterling Road,

Nungambakkam, Chennai 600 034

..Respondent(s)

Prayer:- Writ Petition is filed under Article 226 of the Constitution of India, pleased to issue a Writ of Mandamus or another appropriate writ or direction, directing the 2nd respondent to dispose of the appeal filed on 01.02.2025 within a stipulated time frame as fixed by this Court.

For Petitioner(s): M/s.R.Sripriya

For Respondent(s): Mr.A.M.Ayyadurai



ORDER

The Writ Petition is filed for a Mandamus directing the second respondent to dispose of the appeal filed on 01.02.2025, within a stipulated time frame as fixed by this Court.

2. On perusal of the same, it can be seen that the appeal is against the order passed by the first respondent herein. Upon perusing the affidavit filed in support of the Writ Petition, it is seen that the petitioner is claiming that he got injured during the course of employment and that is belatedly showing the effects, as the petitioner is having problem with his vision etc. If the case of the petitioner is that he has suffered loss on account of the accident during the course of employment, then his remedy is under the Employees Compensation Act, 1923 and it would be open for him to approach the authority by arraying the ESI authorities and make a claim. Unfortunately, the petitioner has wrongly approached the first respondent namely the Secretary to Government, Labour Welfare and Skill Development Department. The said authority can only disburse the benefits under any scheme that is operated by the Government. The said authority cannot grant compensation for the loss suffered by the petitioner during the course of injury. Certainly, if the employment is covered by the provisions of the ESI Act, then by arraying the employer and the ESI Corporation, the petitioner has to make the claim for damages in the manner



known to law before the appropriate authority.

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3. The present prayer to dispose of the appeal dated 01.02.2025 cannot be countenanced as there is no provision to entertain an appeal as made by the petitioner. Therefore, keeping open the liberty of the petitioner to approach the appropriate authority for seeking compensation, if the petitioner still chooses to, this Writ Petition stands disposed of. No costs.

17-02-2026

Neutral Citation: Yes/No

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To

1. The State of Tamil Nadu
Rep. by its Secretary to Government,
Labour Welfare and Skill Development
Department,
Secretariat, Chennai 600 009
2. The regional Director
Employees state insurance corporation
Regional office,
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D.BHARATHA CHAKRAVARTHY, J.

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