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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-11-2026

CORAM

THE HON'BLE MR JUSTICE C. SARAVANAN

W.P.No.45222 of 2026
and
W.M.P.No.50720 of 2026

Case QR

CNR: {HCMA012622342026}

The Management,
Tamil Nadu State Transport Corporation,
(Coimbatore) Limited,
Rep by its General Manager,
No.37, Mettupalayam Road,
Coimbatore-641 043.

..Petitioner(s)

Vs

The General Secretary,
Tamil Nadu Arasu Pokkuvarathu Seerudai
Paniyalar Thozhir Sangam,
Registration No.1440,
Door No.610/200,
Periyanaickenpalayam, S.R.K.V. Post,
Coimbatore 641 020.

..Respondent(s)

Prayer: Writ Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Certiorari, to call for the records relating to the Order passed in I.D.No.64 of 2020 dated 05.08.2024, passed by the Principal Labour Court, Coimbatore, quash the same.

For Petitioner(s): Mr.C.Gauthama Raj

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ORDER

The Petitioner State Transport Corporation has challenged the impugned Award passed by the Labour Court in I.D.No.64 of 2020 dated 05.08.2024 filed by the Respondent Union espousing the cause of a driver. Operative portion of the Impugned Award reads as under:-

> "*20.In the result the reference is answered as follows:-*
> *(a)that the claim of the union that the union member A.Ramu (Staff No.01729) driver is entitled for salary and other monetary benefits for the period from 16.04.2016 to 29.03.2017 is justified,*
> *(b)that the respondent is directed to pay the arrears of salary and other monetary benefits for the said period with 6% p.a from 16.04.2016 onwards,*
> *(c)no order as to cost."*

2. According to the Petitioner, the driver had caused a fatal accident on 15.04.2016, and had reportedly abandoned the vehicle at the police station, and absconded. The said driver was subjected to departmental proceedings, and punishment was imposed as per the Standing Orders by an order dated 05.10.2019. Though a copy of the punishment order has not been produced, it is informed by the learned counsel for the Petitioner that the punishment imposed was a reduction of basic pay by one stage. It is further informed that backwages were not paid for the period between 16.04.2016 and 29.03.2017.

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3. The challenge to the impugned Award is on the ground that the Labour Court failed to take note of Ex.M.17, wherein the request of the driver for medical leave vide letter dated 18.04.2016 was responded to by the Petitioner. Instead, the impugned order erroneously proceeded on the basis that no orders had been passed on the aforesaid medical leave application.

4. It appears that employee has also filed an Execution Petition before the Labour Court in E.P.No.13 of 2026. The Petitioner is not without a remedy in the Execution Proceedings and can raise all objections available under the law against the implementation of the impugned Award. The challenge at this belated stage cannot be entertained, as the present writ petition suffers from laches.

5. Therefore, this Writ Petition is liable to be dismissed and is accordingly dismissed with the above liberty. No costs. Consequently, connected Writ Miscellaneous Petition is closed.

12-11-2026

Neutral Citation: Yes/No
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To

The General Secretary,
Tamil Nadu Arasu Pokkuvarathu Seerudai
Paniyalar Thozhir Sangam,
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C.SARAVANAN, J.

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