

BEFORE THE ADDITIONAL LABOUR COURT, COIMBATORE.

Present :- **Thiru. K.Lingam, B.Sc., M.L.,**
Presiding Officer,
Additional Labour Court, Coimbatore.
Wednesday, the 24th day of June 2026.

EXECUTION PETITION No. 30/2025

in
CP. No. 77/2024

A. G. Natarajan,
S/o. Guruvan,
No. 45A/1 Hospital Road,
Kavunthampadi Post,
Bhavani Taluk,
Erode – 638 455.

... Petitioner

..Vs..

The Management,
Tamilnadu Arasu Pokkuvarathu
Kazhagam (Kovai Region) Ltd.,
Rep by its Managing Director,
37 Mettupalayam Road,
Coimbatore – 641 043.

... Respondent

This Execution petition came up for final hearing before me on June 10, 2026 in the presence of Thiru. D. Sathish Shankar, Advocate for the Petitioner and Tmt. K.T. Kannikasankareswari, Advocate for the Respondent and upon perusing the entire case records and upon hearing the arguments, and having stood over till this day for consideration, this court passed the following:-

ORDER

The petitioner has filed this Execution Petition under Order 21 Rule 43 of the Code of Civil Procedure seeking attachment and sale of any one of the

buses belonging to the respondent Corporation for enforcement of the order passed in C.P. No. 77 of 2024 dated 21.03.2025. This Court, by its order dated 21.03.2025 in C.P. No. 77 of 2024, held that the respondent Management is liable to pay a sum of Rs.99,000/- towards arrears under the Post-Retirement Provident Fund Scheme together with interest at the rate of 6% per annum from the date of retirement till the date of realization. Admittedly, the respondent Management has not paid the award amount. It is the contention of the respondent that C.P. No. 77 of 2024 was allowed based on the order passed in W.P. No. 23299 of 2009, against which a Writ Appeal in W.A. No. 1774 of 2011 was preferred. The said Writ Appeal was disposed of on 19.07.2023. It is further contended that the respondent Management has filed a Review Petition in S.R. No. 179201 of 2025 and, therefore, this Court should defer further proceedings till the disposal of the Review Petition.

2. However, it is an admitted fact that the Writ Appeal was disposed of as early as on 19.07.2023. Though the respondent, in its counter, has stated that a Review Petition has been filed, only the S.R. number has been furnished. Till date, no Review Petition number or copy of any order granting stay has been produced before this Court. In the absence of any stay order, the objection raised by the respondent Management cannot be countenanced and is liable to be rejected. Considering the fact that the respondent Management has not complied with the order passed by this Court in C.P. No. 77 of 2024, this Court

is of the view that the Execution Petition deserves to be allowed. Accordingly, this Court holds that any one of the buses owned by the respondent Transport Corporation is liable to be attached for enforcement of the order passed in C.P. No. 77 of 2024.

3. In the result, EP stands allowed. Attachment is ordered as prayed for. Attach by 10.07.2026. Batta to be paid within 3 days.

(Dictated to the Steno-Typist, transcribed and computerized by her, corrected and pronounced by me on this, Wednesday, the 24th day of June 2026).

(Sd/- K. Lingam)

PRESIDING OFFICER,
ADDITIONAL LABOUR COURT,
COIMBATORE.

Fair / DraftOrder
EP. No. 30/2025
Dt : 24.06.2026
ALC, CBE