

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Special Original Jurisdiction)

Friday, the First day of February Two Thousand Nineteen

PRESENT

THE HON'BLE MR JUSTICE D.KRISHNAKUMAR

WP No.87 of 2019

and WMP.105/2019

MADRAS CORPORATION [PETITIONER IN BOTH THE PETITIONS]
RED FLAG UNION REP BY ITS
GENERAL SECRETARY
P.SRINIVASALU
S/O. P.VENKAIAH
NO 24 LAWYER JEGANNATHAN
STREET GUINDY CHENNAI-32

Vs

1 GREATER CHENNAI CORPORATION [RESPONDENTS IN BOTH THE PETITIONS]
REP BY ITS COMMISSIONER
RIPON BUILDING
CHENNAI-3

2 THE SUPERINTENDING ENGINEER
(SWM) GREATER CHENNAI
CORPORATION 4TH
FLOOR AMMA MAALIGAI RIPON BUILDING
CAMPUS 1131 EVR SALAI
CHENNAI-3

Writ Petitions under Article 226 of the Constitution of India
praying that in the circumstances stated therein and in the
respective affidavits filed therewith the High Court will be
pleased to issue a Writ of Declaration

(i) To declaring that the invitation of tender dated 20-8-0218 bearing SWMC NO A7.3025/2017 package- 1 and invitation of Tender dated 20-8-2018 bearing SWMC NO A7/3025/2017 PACKAGE-II as illegal arbitrary and contrary ot law and consequently direct the respondents to retain all the members of the petitioner union whose names are given in the Annexure to the writ petition working as Non Muster Roll Employee under various designations such as Sanitary worker drivers Electrician and the employees drawing wages under the national urban livehihood mission and doing the sanitary work and regularize their services from the date when they had completed 480 days of continuous service within a period of 24 calendar months in terms of Section 3 of the Tamil Nadu Establishment (Conferment of Permanent Status to Workmen) Act, 1981 (in WP.87/2019) and;

NMR WORKERS LIST XEROX COPY ATTACHED

(ii) To grant interim injunction restraining the respondent corporation from discontinuing the services of the members of the petitioner union in any manner whose names are given in the Annexure to the petition (in WMP.105/2019) pending disposal of the above WP.87/2019 respectively.

Order : These petitions coming on for orders upon perusing the petitions and the respective affidavits filed in support thereof and upon hearing the arguments of MR.VAIGAI, SENIOR COUNSEL FOR M/S.BALAN HARIDAS, Advocate for the petitioner in both the petitions and of MR.SELVA SEKARAN, Advocate on behalf of the 1st Respondent in both the petitions the court made the following order:-

Interim order already granted by this Court is extended for a further period of six weeks. At request of the respondent corporation, adjourned by two weeks for filing counter affidavit.

-sd/-

01/02/2019

/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

1 THE COMMISSIONER
GREATER CHENNAI CORPORATION
RIPON BUILDING CHENNAI-3

2 THE SUPERINTENDING ENGINEER
(SWM) GREATER CHENNAI
CORPORATION 4TH FLOOR
AMMA MAALIGAI RIPON BUILDING
CAMPUS 1131 EVR SALAI CHENNAI-3

C.C. to M/S.BALAN HARIDAS Advocate

C.C. to MRS.KARTHIKAA ASHOK, Advocate

Order
in
WP.87/2019
and WMP.105/2019
Date :01/02/2019

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format

RRI 04/01/2019 (IT)

RRI 12/02/2019

<https://hcservices.ecourts.gov.in/hcservices/>