



WEB COPY

CRP No. 2530 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-06-2026

CORAM

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 2530 of 2026

And

CMP.No. 10685 of 2026

Kishore

Proprietor of Sun Make Enterprises,
325, Near Nanjundapuram Check Post,
Ramanathapuram,
Coimbatore-641 036.

..Petitioner

Vs

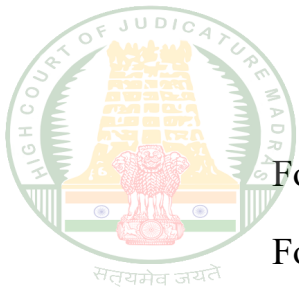
1. Nancy Mettilda
W/o. Antony Christy,
Uliyar Veedu,
Pambupara,
Walayar P.O.,
Pudussery East,
Chandrapuram,
Kerala,
Palakkad-678 624.
2. Minor A. Rimal
D/o. Anthony Christy,
Minor rep. by her guardian/mother
Uliyar Veedu,
Pambupara,
Walayar P.O.,
Pudussery East,
Chandrapuram,
Kerala,
Palakkad-678 624.



3. Minor A. Robin
S/o. Anthony Christy,
Minor rep. by her guardian/mother
Uliyar Veedu,
Pambupara,
Walayar P.O.,
Pudussery East,
Chandrapuram,
Kerala,
Palakkad-678 624.
4. Margaret
W/o. Late Chinnappan,
Uliyar Veedu,
Pambuparam
Walayar P.O.,
Pudussery East,
Chandrapuram,
Karala,
Palakkad -624.
5. The Commissioner
Coimbatore City Municipal Corporation,
Coimbatore - 001.
6. Tamil Nadu Generation and Distribution
Corporation (TANGEDCO)
Tatapath,
Coimbatore - 012.

..Respondents

Prayer: Civil Revision Petition filed under Article 227 of the Constitution of India, praying to direct the Joint Commissioner of Labour, Coimbatore, to set aside the impugned order and number the returned unnumbered IA in EC No.113 of 2021 on 10.11.2025.



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For Petitioner(s): MR.F. Terry Chella Raja

For Respondent(s): MR.K.DILLI GANESH FOR R1 TO R4
R5 - NO APPEARANCE
R6 - INSUFFICIENT ADDRESS

ORDER

This Civil Revision Petition has been filed seeking a direction to the Joint Commissioner of Labour, Coimbatore, to set aside the impugned order and number the returned unnumbered IA in EC.No.113 of 2021 on 10.11.2025.

2.The revision petitioner herein is the 1st respondent and the respondents 1 to 4 herein are the petitioners 1 to 4 and the respondents 5 and 6 herein are the respondents 2 and 3 in the E.C.No.113 of 2021.

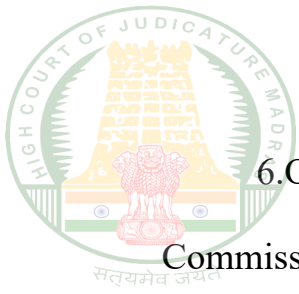
3.The case of the claimants 1 to 4 is that they filed a claim petition in E.C.No.113 of 2021 under Section 20 of the Workmen's Compensation Act, 1984, seeking compensation of Rs.30,00,000/- in respect of the death of the first petitioner's husband. The death occurred due to an electrocution accident on 24.03.2020 while he was working under the 1st respondent therein. The deceased was aged about 46 years at the time of the accident. The respondents denied all the averments made in the counter affidavit filed by them. After analysing the relevant records, the Labour Court directed the first respondent to



pay a sum of Rs.12,57,175/- to the Joint Commissioner of Labour, Coimbatore, by order dated 19.09.2025. Pursuant to the same, the revision petitioner filed an unnumbered IA of 2025 praying to set aside the impugned order and the same was returned unnumbered IA of 2025 in EC.No. 113 of 2021 on the file of Joint Commissioner of Labour, Coimbatore, dated 10.11.2025. Challenging the same, the petitioner has come forward with the present Civil Revision Petition.

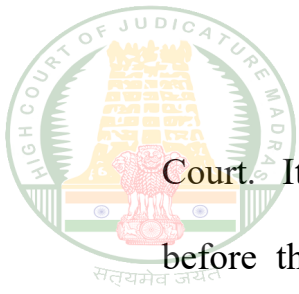
4. MR.F.Terry Chella Raja, learned Counsel for the petitioner submitted that the Labour Court/Joint Commissioner of Labour, Coimbatore, had erroneously passed an award against the petitioner without considering all the facts. Therefore, the revision petitioner is not liable to pay any compensation to the respondents 1 to 4 herein, since there is no employer-employee relationship. Hence, he prays that the Civil Revision Petition be allowed.

5. Heard the learned Counsel for the Petitioner and the learned Counsel for the respondents 1 to 4 and perused the materials available on record.



6. On perusal of the records, it is revealed that before the Joint Commissioner of Labour, the 1st petitioner, who was the first respondent, filed his counter and thereafter, cross examined the witnesses. After considering the oral and documentary evidence, the Labour Court passed an Award against the first respondent. Aggrieved by the findings of the Labour Court, learned Counsel for the petitioner submitted that the Labour Court failed to appreciate that there was no employer-employee relationship. Therefore, he raised objections and further submitted that the deceased, namely, Hari, was only the father of the petitioner, and that there was no contract between the petitioner and the deceased.

7. After filing objections, the petitioner did not appear before the Labour Court. Consequently, the Labour Court passed its award based on the counter and on the oral and documentary evidence. Hence, the petitioner filed an application seeking to set aside the order of the Labour Court. The said application remained unnumbered and was rejected by the Labour Court. Aggrieved by the said order, the petitioner has come forward with the present Civil Revision Petition. On merits, the Labour Court had already passed an Award in EC.No. 113 of 2021 by order dated 19.09.2025. Immediately, thereafter, the petitioner filed an application seeking to set it aside. PW1 was cross-examined, but thereafter, the petitioner did not appear before the Labour



Court. It appears that the petitioner has a valid defence to raise all the points before the Court below, particularly, considering the facts of the case, the presence of minor children, and the petitioner's 86 year old mother. The accident occurred in the year 2021, and the claimants have claimed that the petitioner is liable to pay compensation to the claimants 1 to 4 herein.

8. Considering the aforesaid facts and circumstances of the case and the submissions made by the learned Counsel on either side, this Court directs the petitioner to deposit a sum of Rs.10,00,000/- [Rupees Ten Lakh Only] to the credit of E.C.No.113 of 2021 within a period of eight weeks from the date of receipt of a copy of this order. On such deposit, the 1st respondent herein is entitled to a sum of Rs.5,00,000/- (Rupees Five Lakh Only); the 2nd and 3rd respondents are entitled to a sum of Rs.2,00,000/- each (Rupees Two Lakh Only) and the 4th respondent is entitled to a sum of Rs.1,00,000/- (Rupees Only Lakh Only). The Claimants 1 and 4 are permitted to withdraw their amount by filing necessary application before the Labour Court in accordance with law. The amount of Rs.4,00,000/- of the claimants 2 and 3 shall be deposited in any one of the interest bearing fixed deposit in the Post Office account which interest shall be utilized for the welfare of the minor children/claimants 2 and 3 till they attain majority. Further, this Court directs the Labour Court to number the unnumbered application in IA in EC.No.113 of 2021 on 10.11.2025 and



dispose the main case in EC.No. 113 of 2021 by affording an opportunity to the respondents within a period of four months from the date of receipt of a copy of this order.

9. Accordingly, this Civil Revision Petition is disposed of. Considering the facts and circumstances of the case, there shall be no order as to costs. Consequently, connected Civil Miscellaneous Petition is closed.

18-06-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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T.V.THAMILSELVI, J.

MSM

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