

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Special Original Jurisdiction)

Thursday, the Nineteenth day of December Two Thousand Nineteen

PRESENT

THE HON`BLE MR JUSTICE K. RAVICHANDRABAABU

WP No.25532 of 2019

and WMP.NO.25064 of 2019

THE MANAGING DIRECTOR [PETITIONER IN BOTH THE PETITIONS]
METROPOLITAN TRANSPORT CORPORATION
(CHENNAI) LTD., PALLAVAN HOUSE,
ANNA SALAI, CHENNAI-600 002

Vs

THOMAS J.CHRISTIAN [RESPONDENT IN BOTH THE PETITIONS]

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

(i) issue a Writ of Certiorari or any other appropriate Writ or order in the nature of a Writ calling for the records of the 1st Additional Labour Court, Chennai in C.P.No.42 of 2019, dated 31.1.2019 and quash the same (in WP.No.25532/2019) and ;

(ii) to grant an order of interim stay of all further proceedings in C.P.No.42 of 2019, dated 31.1.2019 on the file of the 1st Additional Labour Court, Chennai, (in WMP.No.25064/2019) pending disposal of the above Writ Petition No.25532/2019 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 M/S.S.RAJENI RAMADASS Advocate for the petitioner in both the petitions the court made the following order:-

Learned counsel for the respondent workmen submitted that at the time of passing the order of dismissal, dispute was pending and therefore, the Management ought to have obtained approval from the competent authority. In support of his submission,

learned counsel relied on certain proceedings dated 24.10.2007 and 19.09.2013.

2.Learned counsel for the petitioner is directed to verify and file an affidavit before this Court as to whether any dispute at the crucial date was pending or not.

3. Post the matter for filing such affidavit on 20.01.2020.

-sd/-
19/12/2019

/ TRUE COPY /

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

TO

1 1ST ADDITIONAL LABOUR COURT
CHENNAI

C.C. to M/S.S.RAJENI RAMADASS Advocate,

Order

in

WP.25532/2019

and

WMP.No.25064/2019

Date :19/12/2019

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format
SM/23/09/2019
KP(06/01/2020)