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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-04-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE K. SURENDER

WA No. 1016 of 2026

The Management of Tamil Nadu Transport
Corporation (Coimbatore DVN. I) Ltd,
No.37, Mettupalayam Road
Coimbatore-641 043.

..Appellant(s)

Vs

Senthilkumar

..Respondent(s)

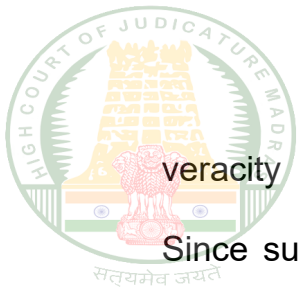
Writ Appeal filed under Clause 15 of Letters Patent to set aside
the Order passed by this Court made in W.P.No.38996 of 2024 dated
02.01.2025 and allow this Writ Appeal.

For Appellant(s): Mr.T.Chandrasekaran
For Respondent(s): Ms.G.K.Dharshini

JUDGMENT**(Judgment of the Court was delivered by S.M.Subramaniam J.)**

The present intra-court appeal has been instituted challenging the order
dated 02.01.2025 in W.P.No.38996 of 2024.

2. Charge memo was issued to the respondent/workmen due to a road
accident of a cyclist, which resulted in death of a 12-year-old child. Labour
Court considered the documents and evidence, and found that the directions
of the cyclist as well as the bus, whether they came from east to west or west
to east are altered and changed. Thus, the Labour Court questioned the



veracity of the charges framed against the respondent/workmen.

Since suspicious circumstances were found by the Labour Court, evidence produced by the appellant/ management was reappraised by the Labour Court in exercise of the powers conferred under Section 11A of the Industrial Disputes Act. Consequently, Labour Court found that the charge itself was incorrect, and more specifically, appellant management on an earlier occasion accepted the explanation given by the respondent/driver. The management also accepted that the explanation was plausible. The Labour Court found that the explanation was plausible and the management's version was incorrect.

3. The Standing Counsel for the appellant submitted that the award of the Labour Court will be implemented within a period of three months.

4. This being the factum, the Writ Court considered the findings of the Labour Court and dismissed the writ petition. Thus, this Court does not find any infirmity or perversity warranting interference of the writ court order. Accordingly, the wit appeal stands dismissed. No costs. Consequently, the connected miscellaneous petitions, if any, are closed.

(S.M.S.,J.) (K.S.,J.)
28-04-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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**S.M.SUBRAMANIAM, J.
AND
K.SURENDER, J.**

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