

WP.(MD)No.29438 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 17.10.2025

CORAM

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

WP.(MD)No.29438 of 2025

and

WMP.(MD)Nos.22758 & 22760 of 2025

Saratha Matriculation School,
Rep by its Correspondent,
424-C, Madurai Main Road,
Sankar Nagar,
Tirunelveli District-627 357.

... Petitioner

Vs

1.The Deputy Director,
Employees State Insurance Corporation,
Salai Street,
Vannarpettai,
Tirunelveli District-627 003.

2.The Recovery Officer,
Employees State Insurance Corporation,
Sub Regional Office,
Salai Street,
Vannarpettai,
Tirunelveli District-627 003.

3.The Branch Manager,
Indian Overseas Bank,
Naranammalpuram,
Tirunelveli-627 357.

... Respondents



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For Petitioner: Mr.M.Jerin Mathew

For R1 & R2: Mr.R.Ravikumar

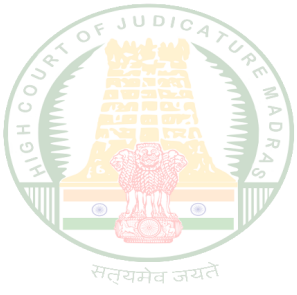
For R3: Mr.N.Dilipkumar

Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Certiorari, to call for the records relating to the impugned order passed by the first respondent No.66 – 00-040016-000-1302/45-A/SRO/TLI/459-18 dated 03.12.2024 and the consequential impugned Garnishee order passed by the second respondent in No.6600004001600001302/RRC/SRO/TLI dated 22.08.2025 and quash the same as illegal.

ORDER

The petitioner/School has filed this writ petition as against the order passed by the first respondent under Section 45A of the Employees State Insurance Act [herein after referred as 'the Act'] claiming liability for a period from February 2013 to April 2018.

2.The learned counsel appearing for the petitioner by referring to the proviso to the Section 45A of the Act submits that beyond a period of five years, the claim cannot be maintained, however, here this claim has been made in the year 2024, for the liability of the year 2013 to 2018.



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3.Mr.R.Ravikumar, learned Standing Counsel takes notice for the respondents 1 & 2. Mr.N.Dilipkumar, learned counsel takes notice for the third respondent.

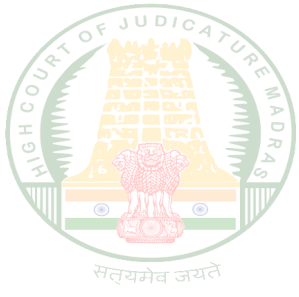
4.Post the matter after four weeks. There shall be an order of interim stay till then.

17.10.2025

gns

To

- 1.The Deputy Director,
Employees State Insurance Corporation,
Salai Street,
Vannarpettai,
Tirunelveli District-627 003.
- 2.The Recovery Officer,
Employees State Insurance Corporation,
Sub Regional Office,
Salai Street,
Vannarpettai,
Tirunelveli District-627 003.



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B.PUGALENDHI, J.

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