



NC: 2026:KHC-K:2811-DB
RP No. 200026 of 2015
C/W RP No. 200023 of 2015
RP No. 200029 of 2015
AND 9 OTHERS

IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 27TH DAY OF MARCH, 2026

PRESENT

THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

AND

THE HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA

REVIEW PETITION NO. 200026 OF 2015

IN

W.A.NO.50275/2012 (L-TER)

C/w.

REVIEW PETITION NO. 200023 OF 2015

IN

W.A.NO.50373/2012 (L-TER),

REVIEW PETITION NO. 200029 OF 2015

IN

W.A.NO.50280/2012 (L-TER),

REVIEW PETITION NO. 200030 OF 2015

IN

W.A.NO.50282/2012 (L-TER),

REVIEW PETITION NO. 200031 OF 2015

IN

W.A.NO.50281/2012 (L-TER),

REVIEW PETITION NO. 200035 OF 2015

IN

W.A.NO.50375/2012 (L-TER),

REVIEW PETITION NO. 200036 OF 2015

IN

W.A.NO.50331/2012 (L-TER),

REVIEW PETITION NO. 200037 OF 2015

IN

W.A.NO.50360/2012 (L-TER),

REVIEW PETITION NO. 200038 OF 2015

IN

W.A.NO.50358/2012 (L-TER),

Digitally signed by
SHILPA R
TENIHALI
Location: HIGH
COURT OF
KARNATAKA



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REVIEW PETITION NO. 200039 OF 2015

IN

W.A.NO.50369/2012 (L-TER),

REVIEW PETITION NO. 200040 OF 2015

IN

W.A.NO.50374/2012 (L-TER) AND

REVIEW PETITION NO. 200051 OF 2015

IN

W.A.NO.50370/2012 (L-TER)

IN R.P.NO.200026/2015

BETWEEN:

SHIVAKUMAR
S/O ADIVEPPA KOLKUR,
AGE: 37 YEARS,
OCC: NIL.,
R/O: KASABA LINGASUGUR,
TQ: LINGASUGUR,
DIST: RAICHUR – 584 101.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. K.SIDDANNA, ADVOCATE)

AND:

1. THE HORTICULTURE ASSISTANT (SS),
LINGASUGUR, TQ: LINGASUGUR,
DIST: RAICHUR – 584 101.
2. THE SENIOR ASSISTANT DIRECTOR
OF HORTICULTURE (SS),
RAICHUR – 584 101.
3. THE DIRECTOR OF
HORTICULTURE DEPARTMENT,
LALBAGH, BANGALORE – 01.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)



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IN R.P.NO.200023/2015

BETWEEN:

APPASAHAB
S/O MUDAKAPPA KUMBAR,
AGE: 43 YEARS,
OCC: NIL.,
R/O: BIJAPUR,
C/O: V.G.KULKARNI, ADVOCATE,
CHANDA BAWDI ROAD, BIJAPUR.

...PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. K.SIDDANNA, ADVOCATE)

AND:

1. THE ASSISTANT EXECUTIVE ENGINEER,
UKP SUB-DIVISION NO.1,
RENAMED AS K.B.J.N.L., ALMATTI – 586 201.
2. KRISHNA BHAGYA JALA NIGAM LTD.,
REP. BY THE MANAGING DIRECTOR,
REGISTERED OFFICE,
P.W.D., OFFICE, ANNEX, 3RD FLOOR,
K.R. CIRCLE, BENGALURU – 560 012.
BY ITS COMPANY SECRETARY.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1 READ WITH SECTION 114 OF CPC, PRAYING TO REVIEW THE ORDER PASSED BY THIS HON'BLE COURT IN RESPECT OF WA NO.50373/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF THE RESPONDENT (REVIEW PETITIONER) IN THE INTEREST OF JUSTICE.



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IN R.P.NO.200029/2015

BETWEEN:

SMT. NAGAMMA
W/O RAYAPPA,
AGE: 39 YEARS,
OCC: NIL.,
R/O: HIRAPUR – 585 103,
TQ. AND DIST: KALABURAGI.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. K.SIDDANNA, ADVOCATE)

AND:

1. THE DEPUTY COMMISSIONER,
KALABURAGI – 585 102.
2. THE EXECUTIVE ENGINEER,
PWD DIVISION,
NEAR MOHAN LODGE UNDER BRIDGE,
JEWARGI ROAD, KALABURAGI – 585 102.
3. THE ASSISTANT EXECUTIVE ENGINEER,
PWD SUB-DIVISION NO.1.,
PUBLIC GARDEN, KALABURAGI – 585 102.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1
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LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF
THE RESPONDENT (REVIEW PETITIONER) IN THE INTEREST OF
JUSTICE.



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IN R.P.NO.200030/2015

BETWEEN:

SMT. KAMALABAI
W/O MALLAPPA MALLABADI,
AGE: 40 YEARS,
OCC: NIL.,
R/O: NAGANAHALLI – 585 105,
TQ. AND DIST: KALABURAGI.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. K.SIDDANNA, ADVOCATE)

AND:

1. THE ASSISTANT EXECUTIVE ENGINEER,
PWD SUB-DIVISION NO.1.,
PUBLIC GARDEN, KALABURAGI – 585 102.
2. THE EXECUTIVE ENGINEER,
PWD DIVISION OFFICE,
UNDER BRIDGE ROAD, KALABURAGI – 585 102.
3. THE CHIEF ENGINEER,
PUBLIC WORKS DEPARTMENT, DHARWAD – 584 101.
4. THE SECRETARY TO GOVERNMENT,
PUBLIC WORKERS DEPARTMENT,
M.S. BUILDING, BANGALORE – 560 001.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1
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PASSED BY THIS HON'BLE COURT IN RESPECT OF WA
NO.50282/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF
LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF
THE RESPONDENT (REVIEW PETITIONER) IN THE INTEREST OF
JUSTICE.

IN R.P.NO.200031/2015



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BETWEEN:

KALLAPPA
S/O KENCHAPPA PUJARI,
AGE: 49 YEARS,
OCC: NIL.,
R/O: GABBUR – 585 265,
TQ. AND DIST: KALABURAGI.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. K.SIDDANNA, ADVOCATE)

AND:

1. THE DEPUTY COMMISSIONER,
KALABURAGI – 585 102.
2. THE EXECUTIVE ENGINEER,
PWD DIVISION,
NEAR MOHAN LODGE UNDER BRIDGE,
JEWARGI ROAD, KALABURAGI – 585 102.
3. THE ASSISTANT EXECUTIVE ENGINEER,
PWD SUB-DIVISION NO.1.,
PUBLIC GARDEN, KALABURAGI – 585 102.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1
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NO.50281/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF
LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF
THE RESPONDENT (REVIEW PETITIONER) IN THE INTEREST OF
JUSTICE.

IN R.P.NO.200035/2015

BETWEEN:

MALLIKARJUN
S/O SIDRAMAPPA,
AGE: 49 YEARS,



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OCC: NIL.,
R/O: H.NO.12/2002, JANGAL KOI,
GANDHI GUNJ, BIDAR – 585 401.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. VEERASHETTY B. KONDAMPALLI, ADVOCATE)

AND:

1. THE EXECUTIVE ENGINEER,
MINOR IRRIGATION DIVISION,
BIDAR – 585 403.
2. THE CHIEF ENGINEER,
MINOR IRRIGATION, NORTH ZONE,
BIJAPUR – 586 101.
3. THE EXECUTIVE ENGINEER,
MINOR IRRIGATION DIVISION,
INDUSTRIAL AREA, NAWABAD,
BIDAR – 585 403.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1
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NO.50375/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF
LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF
THE RESPONDENT (REVIEW PETITIONER) INTO SERVICE IN THE
INTEREST OF JUSTICE.

IN R.P.NO.200036/2015

BETWEEN:

SRI. MALLIKARJUN S/O BASANNA,
AGE: 45 YEARS, OCC: NIL.,
R/O: GANEKAL, TQ: DEVADURGA,
DIST: RAICHUR.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. VEERASHETTY B. KONDAMPALLI, ADVOCATE)



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AND:

1. THE ASSISTANT EXECUTIVE ENGINEER,
CANAL SUB-DIVN. NO.1, KALLUR,
TQ: MANVI, DIST: RAICHUR 584 101.
2. THE SECRETARY TO GOVERNMENT
IRRIGATION AND
WATER RESOURCES DEVELOPMENT,
VIDHANA SOUDHA, BANGALORE – 560 001.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1
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PASSED BY THIS HON'BLE COURT IN RESPECT OF WA
NO.50331/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF
LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF
THE RESPONDENT (REVIEW PETITIONER) INTO SERVICE IN THE
INTEREST OF JUSTICE.

IN R.P.NO.200037/2015

BETWEEN:

SRI. SIDDARAJ,
S/O SHARANAPPA NAGESHWAR,
AGE: 41 YEARS,
R/O: H.NO.1-2-21, ASTANA ROAD,
INSIDE NAYA KAMAN,
BIDAR – 585 403.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. VEERASHETTY B. KONDAMPALLI, ADVOCATE)

AND:

1. THE SECRETARY,
DEPARTMENT OF IRRIGATION,
VIDHANA SOUDHA, DR.B.R.AMBEDKAR VEEDHI,
BANGALORE - 09.



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2. THE CHIEF ENGINEER,
MINOR IRRIGATION, NORTH ZONE,
BIJAPUR – 586 101.
3. THE EXECUTIVE ENGINEER,
MINOR IRRIGATION DIVISION,
INDUSTRIAL AREA, NAWABAD,
BIDAR – 585 403.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1
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NO.50360/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF
LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF
THE RESPONDENT (REVIEW PETITIONER) INTO SERVICE IN THE
INTEREST OF JUSTICE.

IN R.P.NO.200038/2015

BETWEEN:

SRI. SANGAPPA
S/O GURUNATH SAJJANSHETTY,
AGE: 41 YEARS,
OCC: NIL.,
R/O: MUNKI,
TQ: AURAD-B, DIST: BIDAR.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. VEERASHETTY B. KONDAMPALLI, ADVOCATE)

AND:

1. THE EXECUTIVE ENGINEER,
MINOR IRRIGATION DIVISION,
BIDAR – 585 403.
2. THE CHIEF ENGINEER,
MINOR IRRIGATION, NORTH ZONE,
BIJAPUR – 586 101.



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3. THE SECRETARY,
DEPARTMENT OF IRRIGATION,
VIDHANA SOUDHA,
DR.B.R. AMBEDKAR VEEDHI,
BANGALORE – 09.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1 READ WITH SECTION 114 OF CPC, PRAYING TO REVIEW THE ORDER PASSED BY THIS HON'BLE COURT IN RESPECT OF WA NO.50358/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF THE RESPONDENT (REVIEW PETITIONER) INTO SERVICE IN THE INTEREST OF JUSTICE.

IN R.P.NO.200039/2015

BETWEEN:

ASHOK KUMAR
S/O VISHWANATH WADEGERI,
OCC: NIL.,
R/O: H.NO.9-4-28, KHAJI COLONY,
GANDHI GUNJ ROAD,
OPP: NANDI PETROL BUNK,
BIDAR – 585 403.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. VEERASHETTY B. KONDAMPALLI, ADVOCATE)

AND:

1. THE EXECUTIVE ENGINEER,
MINOR IRRIGATION DIVISION,
BIDAR – 585 403.
2. THE CHIEF ENGINEER,
MINOR IRRIGATION DEPARTMENT
NORTH ZONE, BIJAPUR – 586 101.
3. THE SECRETARY,
DEPARTMENT OF IRRIGATION,



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VIDHANA SOUDHA,
BANGALORE – 01.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1 READ WITH SECTION 114 OF CPC, PRAYING TO REVIEW THE ORDER PASSED BY THIS HON'BLE COURT IN RESPECT OF WA NO.50369/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF THE RESPONDENT (REVIEW PETITIONER) INTO SERVICE IN THE INTEREST OF JUSTICE.

IN R.P.NO.200040/2015

BETWEEN:

ABDUL SAMAD
S/O MOHAMMAD,
AGE: 40 YEARS,
C/O SAMEER V.KULKARNI,
OPP: DISTRICT COURT COMPLEX,
BAGALKOT ROAD, VIJAYAPURA.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. VEERASHETTY B. KONDAMPALLI, ADVOCATE)

AND:

THE MANAGING DIRECTOR,
KRISHNA BHAGYA JALA NIGAM LTD.,
REGISTERED OFFICE,
PWD OFFICE ANNEX,
3RD FLOOR, K.R. CIRCLE,
BENGALURU – 560 001.

...RESPONDENT

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1 READ WITH SECTION 114 OF CPC, PRAYING TO REVIEW THE ORDER PASSED BY THIS HON'BLE COURT IN RESPECT OF WA NO.50374/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF



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LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF THE RESPONDENT (REVIEW PETITIONER) INTO SERVICE IN THE INTEREST OF JUSTICE.

IN R.P.NO.200051/2015

BETWEEN:

SRI ZULFEQAR ALI
S/O SHAIK SHABEER ALI,
AGE: 39 YEARS,
R/O: H.NO.5-1-99, AHMED BHAGH,
GOLEKHANA, BIDAR – 585 401.

... PETITIONER

(BY SRI. P.VILASKUMAR, SENIOR COUNSEL FOR
SRI. VEERASHETTY B. KONDAMPALLI, ADVOCATE)

AND:

1. THE EXECUTIVE ENGINEER,
K.P.C., WRD DIVISION NO.1.,
BIDAR – 585 401.
2. THE CHIEF ENGINEER,
W.R.D., IRRIGATION PROJECT,
KALABURAGI – 585 102.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS REVIEW PETITION IS FILED UNDER ORDER 47 RULE 1 READ WITH SECTION 114 OF CPC, PRAYING TO REVIEW THE ORDER PASSED BY THIS HON'BLE COURT IN RESPECT OF WA NO.50370/2012 DATED 26.02.2015 AND RESTORE THE ORDER OF LEARNED SINGLE JUDGE AND ORDER FOR THE REINSTATEMENT OF THE RESPONDENT (REVIEW PETITIONER) INTO SERVICE IN THE INTEREST OF JUSTICE.

THESE REVIEW PETITIONS, COMING ON FOR ADMISSION, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ
and



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HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA

ORAL ORDER

(PER: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ)

1. In RP No.200026/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50275/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

2. In RP No.200023/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50373/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

3. In RP No.200029/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50280/2012 dated 26.02.2015 and restore the order of learned Single Judge and



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*order for the reinstatement of the respondent
(review petitioner) in the interest of justice."*

4. In RP No.200030/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50282/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

5. In RP No.200031/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50281/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

6. In RP No.200035/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50375/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."



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7. In RP No.200036/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50331/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

8. In RP No.200037/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50360/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

9. In RP No.200038/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50358/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

10. In RP No.200039/2015, the petitioner is before this Court seeking for the following reliefs:



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"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50369/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

11. In RP No.200040/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50374/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

12. In RP No.200051/2015, the petitioner is before this Court seeking for the following reliefs:

"Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to review the order passed by this Hon'ble Court in respect of WA No.50370/2012 dated 26.02.2015 and restore the order of learned Single Judge and order for the reinstatement of the respondent (review petitioner) in the interest of justice."

13. The submission of Sri P.Vilaskumar, learned Senior Counsel appearing on behalf of the review petitioners is that there is error apparent on the face of the record committed by the Co-ordinate Bench while



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holding that in all matters there is an inordinate delay and allowed all the writ appeals.

14. He refers to paragraph-9 of the judgment under review to contend that the details furnished thereunder would by itself indicate that in respect of several of the review petitioners there is no inordinate delay. It is in that background, we have perused the table appended to paragraph No.9 of the judgment under review.

14.1.A perusal thereof would indicate that insofar as W.A.No.50331/2012 is concerned, as regard to which R.P.No.200036/2015 has been filed. The date of termination was 30.04.1997 and the date of preference of review was made in the year 1998 (the exact date is not mentioned). The reference was made within one year of the termination.

14.2.Insofar as W.A.No.50358/2012 is concerned as regard to which R.P.No.200038/2015 has been filed, the date of termination is 10.01.1998 and the date of preferring reference is 29.12.1999 i.e., within two years from the date of termination.



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14.3. Insofar as W.A.No.50282/2012 is concerned as regard to which R.P.No.200030/2015 has been filed, the date of termination was 01.08.2002 and the reference was preferred in the year 2005 (exact date is not mentioned) and there is delay of three years.

14.4. Insofar as W.A.No.50370/2012 is concerned as regard to which R.P.No.200051/2015 has been filed and the date of termination is 01.09.1998. The year of preferring reference is 2002 and there is a delay of four years.

14.5. Insofar as W.A.No.50281/2012 is concerned as regard to which R.P.No.200031/2015 has been filed, the date of termination is 01.03.2002. The year of reference is 2004 i.e., there is delay of two years.

15. Insofar as the other review petitions are concerned, perusal of the said table indicates that there is a delay of more than a decade in all the matters. Hence, the contention of learned Senior Counsel Sri P.Vilaskumar can only be considered as regard to above matters where the delay is lesser.



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16. Though learned High Court Government Pleader submits that a delay of only two years could be considered, not more, Sri P.Vilaskumar, learned Senior Counsel relies upon the decision of the Hon'ble Apex Court in ***Ajaib Singh vs. The Sirhind Co-Operative Marketing Cum-Processing Service Society Limited and Anr.*** reported in ***AIR 1999 SC 1351*** considering that the matter involves workmen, we are of the opinion that since all these matters were taken up together and coloured with the same aspect of inordinate delay by several others, there being 27 writ appeals filed, these five writ appeals stood on a different footing than the other writ appeals, where there was an inordinate delay of more than a decade.
17. Therefore, delay of three or four years cannot be considered to be an inordinate delay depriving the workmen of the benefits of the order passed by the Labour Court.
18. In that view of the matter, only insofar as
R.P.No.20030/2015 (W.A.No.50282/2012),
R.P.No.200031/2015 (W.A.No.50281/2012),
R.P.No.200036/2015 (W.A.No.50331/2012),
R.P.No.200038/2015 (W.A.No.50358/2012) and



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R.P.No.200051/2015 (W.A.No.50370/2012) are concerned, We are of the concerned opinion that those writ appeals could not have been allowed and the award passed by Labour Court set aside on the ground of inordinate delay when there is no inordinate delay in those matters.

19. Insofar as the other review petitions are concerned, there being an inordinate delay of more than a decade, We are of the considered opinion that the orders under review do not require any such review.

20. Hence, We pass the following:

ORDER

- i. R.P.No.200026/2015 (W.A.No.50275/2012),
R.P.No.200023/2015 (W.A.No.50373/2012),
R.P.No.200029/2015 (W.A.No.50280/2012),
R.P.No.200035/2015 (W.A.No.50375/2012),
R.P.No.200037/2015 (W.A.No.50360/2012),
R.P.No.200039/2015 (W.A.No.50369/2015)
and R.P.No.200040/2015
(W.A.No.50374/2012) stand dismissed.
- ii. R.P.No.200030/2015 (W.A.No.50282/2012),
R.P.No.200031/2015 (W.A.No.50281/2012),



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R.P.No.200036/2015 (W.A.No.50331/2012),
R.P.No.200038/2015 (W.A.No.50358/2012)
and R.P.No.200051/2015
(W.A.No.50370/2012) are allowed.

iii. The orders passed by the Labour Court in
respect to W.A.No.50282/2012,
W.A.No.50281/2012, W.A.No.50331/2012,
W.A.No.50358/2012 and W.A.No.50370/2012
is set aside.

iv. The orders passed by the Labour Court in
respect to W.A.No.50275/2012,
W.A.No.50373/2012, W.A.No.50280/2012,
W.A.No.50375/2012, W.A.No.50360/2012,
W.A.No.50369/2015 and W.A.No.50374/2012
are confirmed.

**Sd/-
(SURAJ GOVINDARAJ)
JUDGE**

**Sd/-
(DR.CHILLAKUR SUMALATHA)
JUDGE**