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SLP(C)No. 266-267 OF 2001  
ITEM No.4

Court No. 7

SECTION XV  
A/N MATTER

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.266-267/2001  
(From the judgement and order dated 01/12/2000 in WA 1916&1917/00  
of The HIGH COURT OF MADRAS)

FOOD CORPORATION OF INDIA WORKERS' UNION

Petitioner (s)

VERSUS

ZONAL MANAGER & ANR.

Respondent (s)

(With prayer for interim relief)  
( For Final Disposal )  
(With office report)  
With

SLP(C)No.6167/2001  
(With prayer for interim relief)  
( For Final Disposal )  
(With office report)

Date : 23/04/2002 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.P. MOHAPATRA  
HON'BLE MR. JUSTICE BRIJESH KUMAR  
HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

For Petitioner (s) Ms. Indira Jaisingh, Sr. Adv.  
In 266-267: Mr. Bharat Sangal, Adv.  
Mr. R.K. Mecolt Singh, adv.

In 6167: Mr. Sudarsh Menon, adv.

For Respondent (s)  
Mr. Ajit Pudussery, Adv.

UPON hearing counsel the Court made the following  
O R D E R

.....L.....I.....T.....T.....T.....T.....T.J  
.SP2

We have heard Ms. Indira Jaisingh, learned senior  
counsel appearing for the petitioner and Shri Ajit  
Pudussery, learned counsel appearing for the respondents.  
This special leave petition filed by the Food Corporation

of India Workers' Union is directed against the judgment of  
the Division Bench of the Madras High Court in the writ

appeals arising from an interim order passed by a Single Judge. In the impugned judgment the Division Bench set aside the order passed by the Single Judge and issued a direction for expeditious disposal of the writ petition. The operative portion of the order reads as follows:

.....L.....I.....T.....T.....TJ.  
.SP1

"For the reasons mentioned, and in the facts and circumstances, the interim direction is not sustainable and is set aside. The Writ Appeals are allowed. However, it is made clear that any observation made while disposing these writ appeals against the interim order will not prejudice the case of either side. The parties are free to make a request before the learned Single Judge for early disposal after the disposal of the case by the Supreme Court of India or in the month of March 2001. Consequently, C.M.P. is closed."

.....L.....I.....T.....T.....T.....T.....T.J  
.SP2

The issue raised in the interim application which was dealt with by the High Court relates to the claim of the workmen for parity of wages with regular workmen of the Corporation. The writ petition filed by the Corporation assailing the Award of the Industrial Tribunal is pending before the learned Single Judge.

On consideration of the matter we are of the view that no interference with the judgment under challenge in the case is called for. As observed by the Division Bench it is open to the parties to pursue the writ petition and move the Court for early disposal of the case. It will also be open to the parties to raise all contentions available to them under law before the High Court.

This special leave petitions are disposed of with the above observations without entering into the merits of the case. No cost.

.SP1

(Suman Wadhwa)  
Court Master

(S.Malkani)  
Court Master