

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.11710 of 1998

Dated 30-01-2008

Between:
M/s.Laxmi Starch Ltd.

..... PETITIONER

AND

The Hon'ble Industrial Tribunal-II, rep. By its Chairman, Chandra
Vihar, M.J.Road, Hyderabad & others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.11710 of 1998

ORDER:

M/s. Laxmi Starch Limited, Nacharam, has filed this writ petition questioning the award of the Industrial Tribunal-II, Hyderabad, in I.D.No.41 of 1995 dated 01-12-1997.

This writ petition is filed by the Company represented by its General Manager. Sri P.Nageswara Sree, learned counsel for the petitioner, would fairly submit that an order of winding up has already been passed by the Kerala High Court and as such, the General Manager of the Company is not entitled to maintain the writ petition and if at all, it is only the Official Liquidator, who is entitled to continue the writ proceedings.

Since the Official Liquidator has not chosen to substitute himself in the place of the General Manager and continue the writ proceedings, and inasmuch as the General Manager is not competent to continue the proceedings on behalf of the Company, subsequent to the order of winding up, the writ petition fails and is, accordingly, dismissed.

29-01-2008

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