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IN THE HIGH COURT OF JUDICATURE AT BILASPUR(CHHATTISGARH)

WRIT PETITION NO. 6 OF 2000

BETWEEN

Vimal Kumar Choudhary Rai Choudhary S/o Latd Ganesh Chandra Rai Choudhary, aged about 52 years, occupation Mechanic PG Grade at Beladila Iron Project Deposit No.5 Bacheli District Dantewada(Chhattisgarh).

PETITIONER

AND

The Chairman Iron and Mines
Hyderabad (Andhra Pradesh)

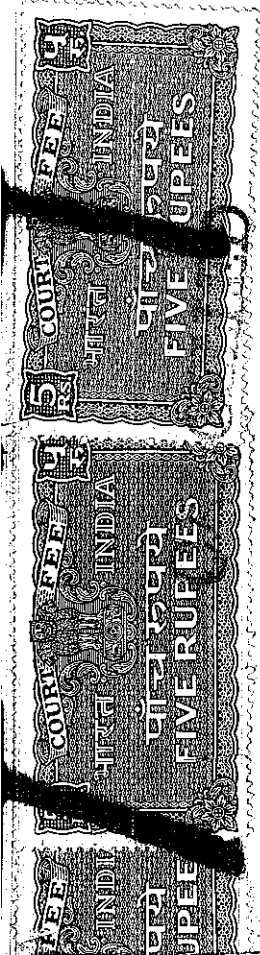
The General Manager,
BIOP (Bailadeela Iron Ore Project)
Deposit No.5 Bacheli,
District Dantewada .

Senior Manager(Personnel)
Bailadeela Iron Ore Project,
Deposit No.5 Dantewada,
Bacheli Dantewada .

RESPONDENTS

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION
OF INDIA

P.R. No. 296/2000
Presented by Mr. A. K. Choudhary
Date 3-10-2000
15-11-2000
3/15/1



उच्च न्यायालय, मध्यप्रदेश, जबलपुर

मामला क्रमांक

WP 26/2000

सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<p>31.1.2001 :</p> <p>Mr. Awadh Tripathi for the appellant / Petitioner.</p> <p>Mr. P.S.Koshi for the respondents.</p> <p>The matter relates to the date birth of the writ petitioner. I have heard learned counsel for the parties at some length. I have already given thought to the submissions made at the Bar. Learned counsel for the respondents submits that the petitioner ought to have approached the Central Industrial Tribunal which is having the power to examine such matters.</p> <p>Taking into consideration the nature of employment of the writ petitioner, ^{he} the petitioner has been notified that he would retire from service w.e.f. this day, i.e. 31.1.2001.</p> <p>Mr. Tripathi has urged some points stren- uously. I do not wish to express any opinion on the main issues which are raised in this petition, as I</p>	2001

उच्च न्यायालय, मध्यप्रदेश, जबलपुर

मामला क्रमांक सन् 200
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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
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am of the view that matter should be examined by the competent authority, the Central Industrial Tribunal, as it is the writ petitioner who has put in already about 36 years of service and if ultimately the petitioner succeeds, he shall be entitled to all benefits, under the rules. In the light of what I have stated above, I am not inclined to examine this matter on merit. Accordingly this petition is rejected. It is open to the writ petitioner to approach the appropriate authority. It is stated by learned counsel for the respondents that once approached, there is a provision which says that the said reference shall be disposed of normally within three months. I hope, the matter shall be decided expeditiously.

Sd/-
Chief Justice