

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.3.2012

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THE HONOURABLE MR. JUSTICE R.SUDHAKAR

Writ Petition No.33858 of 2002
and
W.P.M.P.No.50061 of 2002

M.Menaka,

... Petitioner

vs.

1. Inspector of Labour,
(Authority under the Tamil Nadu
Industrial Establishments
Conferment of Permanent Status
to Workmen Act),
Thanjavur,
Thanjavur District.

2. The Special Officer,
Pattukottai Co-operative
Urban Bank Ltd.,
Pattukottai,
Thanjavur District.

... Respondents

Writ Petition is filed under Article 226 of Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records from the first respondent relating to the order in Na.Ka.E.9895/2001 dated 17.7.2002 and quash the same insofar as it relates to the petitioner and direct the first respondent to issue directions to the second respondent to confirm the petitioner in service from the date of completion of 480 days (i.e.) with effect from 12.3.2002.

For Petitioner : No appearance

For Respondents : Mr.I.Arokiyasamy,
Government Advocate
for R1

Mr.A.S.Thambusamy,
for R2

O R D E R

This Writ Petition is filed praying to issue a Writ of Certiorarified Mandamus, calling for the records from the first respondent relating to the order in Na.Ka.E.9895/2001 dated 17.7.2002 and quash the same insofar as it relates to the petitioner and direct the first respondent to issue directions to the second respondent to confirm the petitioner in service from the date of completion of 480 days (i.e.) with effect from 12.3.2002.

2. Mr.A.S.Thambuswamy, learned counsel appearing for the second respondent stated that the petitioner has given a letter dated 15.2.2012 to the second respondent, the Special Officer, Pattukottai Co-operative Urban Bank Ltd., Pattukottai, stating that she will take steps to withdraw the writ petition through her counsel. The letter dated 15.2.2012 reads as follows:-

“மாண்புமிகு சென்னை உயர்நீதிமன்றம் நீதிபேராணை மனு எண் W.P.33858.2002, வாயிலாக பணி நிரந்தரம் செய்ய கேட்டிருந்தேன். என்னுடைய கோரிக்கையை ஏற்று கூட்டுறவு சங்கங்களின் பதிவாளர் சென்னை, அவர்களின் கடிதம் 92088/2008 ச.ப.3 நாள் 2.8.2008-ன்படி அடிப்படை ஊதியம் நிர்ணயம் செய்யப்பட்டு ஆணை வழங்கப்பட்டுள்ளது. மேற்படி அடிப்படை ஊதியம் 01.08.2008 முதல் பெற்று தொடர்ந்து வங்கியில் பணிபுரிந்து வருகிறேன். எனவே என்னுடைய பணி நிரந்தர வழக்கினை வாபஸ் பெற்றுக்கொள்ள எனது வழக்கறி”ர்”மூலம் நடவடிக்கை மேற்கொள்கிறேன் என்பதை பணிவுடன் தெரிவித்துக்கொள்கிறேன்.”

3. On the earlier occasions, petitioner's counsel sought time to get instruction. However, he has not reported anything adversely so far. Further, when the matter is called none appears on behalf of the petitioner.

4. In view of the above, the letter dated 15.2.2012 as above, is recorded. The Writ Petition is closed. The letter dated 15.2.2012 shall form part of the record. No costs. Consequently, connected miscellaneous petition is closed.

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Sd/-
Asst. Registrar.

/true copy/

Sub Asst. Registrar.

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To

Inspector of Labour,
(Authority under the Tamil Nadu
Industrial Establishments
Conferment of Permanent Status
to Workmen Act),
Thanjavur,
Thanjavur District.

+ 1 CC To Mr.A.S.Thambuswamy Advocate SR NO.22662

+ 1 CC To Mr.S.Ayyathurai Advocate SR NO.21636

+ 1 CC to the Government Pleader SR NO 22252

W.P.No.33858 of 2002

SR(CO)
ABH/16.04.2012



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