

THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :30.09.2019

CORAM

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.24673 of 2005

A.R.V.Lakshmanan

..Petitioner

vs

1.The Appellate Authority under the  
Payment of Gratuity Act /  
The Joint Commissioner of Labour,  
Coimbatore.

2.The Controlling Authority/  
The Assistant Commissioner of Labour,  
Salem.

3.The Management of Vaishnavi Marketing  
(Vaishnavi Groups) Madurai,  
23-A, Pattivilas Street,  
Kobichettipalayam - 638 452

..Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, to call for the records on the file of the 1<sup>st</sup> respondent in connection with order passed by him in proceeding A.G.A.Case No.81/04 dated 11.10.04 and quash the same and direct the 3<sup>rd</sup> respondent to pay the gratuity awarded by the 2<sup>nd</sup> respondent in P.G.Case.No.42/02 dated 16.09.03 with 18% per annum from the date of due i.e., 10.11.1998, the date of voluntary retirement of the petitioner and with exemplary costs.

For Petitioner : No appearance

For Respondents : Mr.J.Ramesh  
Additional Government Pleader  
for R1 & R2  
R2 - Mr.H.Karthik Seshadri

O R D E R

When the matter was listed for hearing on 26.09.2019, none appeared on behalf of the writ petitioner. In order to give one more opportunity, once again the matter was directed to be listed under the caption "for dismissal". Today (30.09.2019), when the matter was called, none appeared for the writ petitioner.

2.In the light of the fact that there was no appearance on behalf of the petitioner, it is evident that the petitioner is not willing to get along with the matter and therefore, the writ petition is dismissed for non prosecution. However, there shall be no order as to costs.

Sd/-  
Assistant Registrar

//True copy//

Sub Assistant Registrar

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To

- 1.The Appellate Authority under the  
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The Joint Commissioner of Labour,  
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The Assistant Commissioner of Labour,  
Salem.
- 3.The Management of Vaishnavi Marketing  
(Vaishnavi Groups) Madurai,  
23-A, Pattivilas Street,  
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+1cc to Mr.H.Karthik Seshadri, Advocate SR.No.83934

+1cc to Government Pleader, High Court, Madras SR.No.84512

W.P.No.24673 of 2005

SJ(CO)  
GMY(01/11/2019)