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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.11.2024

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

Cont.P.(MD)No.2119 of 2024
in
W.P(MD)No.11717 of 2024

K.Kannan ... Petitioner/Petitioner

vs

1. Arumugam,
The Managing Director,
Tamilnadu State Transport Corporation Ltd.,
Madurai Division, Bye Pass Road,
Madurai-625 016.

2. Raghavan,
General Manager,
TamilNadu State Transport Corporation Ltd.,
Madurai Region, Bye Pass Road,
Madurai-625 016.

3. Bhama,
Tamilnadu State Transport Corporation,
Employees Pension Fund Trust,
Thiruvalluvar Illam, Pallavan Salai,
Chennai-600 002. ... Contemnors/Respondents

PRAYER: Contempt Petition is filed under Section 11 of Contempt of Courts Act, 1971, to initiate contempt proceedings against the Contemnors and punish them for the wilful disobedience of the order of the High Court in W.P.(MD)No.11717 of 2024 dated 05.06.2024.

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For Petitioner : Mr.A.K.Thangavelu

For Respondent No.1 : Mr.Gladson Michael Rajadurai
Standing Counsel

For Respondent No.2 : Mr.S.Raja,
Standing Counsel

For Respondent No.3 : Mr.S.C.Herold Singh,
Standing Counsel

ORDER

The instant contempt petition has been filed alleging violation of the order of this Court dated 05.06.2024 made in W.P(MD)No.11717 of 2024.

2. According to the learned Counsel appearing for the contempt petitioner, the order of termination was not approved by the authorities concerned in A.P.No.59 of 2015, dated 29.12.2023. Since, the approval order was not granted, the petitioner has filed the above said writ petition seeking to reinstate him with continuity of service. Since, the petitioner has already retired from service, this Court by an order dated 05.06.2024, had directed the authorities to disburse the terminal benefits.

3. According to the learned Counsel appearing for the respondent Transport Corporation, the order passed in A.P.59 of 2015 dated 29.12.2023 was challenged by the management in W.P.(MD).No.19112 of 2024. This Court by an order dated 22.10.2024, has set aside the order passed in A.P.No.59

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of 2015. Therefore, as on to day, the order passed in a A.P.No.59 of 2015, dated 29.11.2023, has been set aside and the order of termination passed by the management is confirmed. In such circumstances, the petitioner would not be eligible to receive any terminal benefits.

4. Considering the above said facts, this contempt petition stands closed, with a liberty to the petitioner to revive the contempt proceedings, in case the order passed in W.P.(MD).No.19112 of 2024 is reversed by the Hon'ble Division Bench of this Court.

21.11.2024

NCC : Yes/No
Index : Yes/No
Internet: Yes/No
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R.VIJAYAKUMAR, J.

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To

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Tamilnadu State Transport Corporation Ltd.,
Madurai Division, Bye Pass Road,
Madurai-625 016.

2. General Manager,
TamilNadu State Transport Corporation Ltd.,
Madurai Region, Bye Pass Road,
Madurai-625 016.

3. Tamilnadu State Transport Corporation,
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