

ITEM NO.10

COURT NO.12

SECTION XI

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 12716-12717/2019

(Arising out of impugned final judgment and order dated 27-09-2018 in SA No. 14/2003 & 27-09-2018 in SA No. 15/2003 passed by the High Court Of Judicature At Allahabad)

TEXTILE LABOUR UNION &amp; ORS. ETC.

PETITIONER(S)

VERSUS

BRITISH INDIA CORPORATION LIMITED &amp; ORS. ETC.

RESPONDENT(S)

(IA No. 76269/2019 - EXEMPTION FROM FILING O.T.)

Date : 20-07-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AJAY RASTOGI  
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s) Mr. Aldanish Rein, AOR  
Mr. Purushottam Sharma, Adv.

For Respondent(s)

Mrs. B. Sunita Rao, AOR  
Mr. Anurag, Adv.  
Mr. Deepanshu Nagar, Adv.

Mr. Rupesh Kumar, Adv.  
Mr. Vatsal Joshi, Adv.  
Mr. B.K. Satija, Adv.  
Ms. Swarupma Chaturvedi, Adv.  
Mr. Anuj Srinivas Udupa, Adv.  
Mr. Amrish Kumar, AOR

Ms. Prerna Singh, Adv.  
Mr. Shikhar Srivastava, Adv.  
Mr. Abhishek Kumar, Adv.  
Mr. Shantanu Sagar, AOR

UPON hearing the counsel the Court made the following  
O R D E R

Textile Labour Union is before this Court questioning the judgment of the Division Bench of the High Court of Allahabad dated 27.09.2018 in SA No. 14/2003 & SA No. 15/2003

The emphasis of the petitioners before the High Court was that the so-called alleged settlement has been arrived at between the parties dated 04.12.1992, a mandamus be issued to the respondent(s) authority for its implementation which was declined by the High Court under the judgment impugned.

With the assistance of the learned counsel for the parties, we have gone through the document dated 04.12.1992, which is on record as Annexure P-2 (Page 51). It reveals that it was a proposal forwarded by the Committee formed by the Authority noticing the grievance which the Union has pointed out and their recommendations to the Authority for consideration and taking decision over the pending issues.

It reveals that the Committee has further travelled and held its meeting thereafter on 01.05.1993, but no final proposal could be materialized and in the present factual matrix, the proposal which was submitted by the Committee of which we have made a reference, was not fructified for its implementation, although it was open for the Union to take legal recourse by raising an industrial dispute before the Industrial Tribunal for its adjudication. But, so far as the claim for mandamus is concerned, after going through the judgment impugned, we find no reason to interfere.

Consequently, in our considered view, the petitions are without substance and are, accordingly, dismissed.

Pending application(s), if any, shall stand disposed of.

(POOJA SHARMA)  
COURT MASTER (SH)

(MONIKA DEY)  
COURT MASTER (NSH)