

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.N.RAVINDRAN

MONDAY, THE 10TH JANUARY 2011 / 20TH POUSHA 1932

WP(C).No. 13683 of 2009(E)

PETITIONER :

**P.A. MOHAMMED NAJEEB,
MANAGING PARTNER, ABBAS CASHEW COMPANY,
KALLUMTHAZHAM, KILIKOLLOOR,
KOLLAM.**

**BY ADVS. SRI.N.D.PREMACHANDRAN
SRI.D.AJITHKUMAR**

RESPONDENT(S):

**1. P. RADHAKRISHNAN,
GENERAL SECRETARY,
KASUVANDI THOZHILALI CENTRE,
UTUC-LS, SO NO. 19.**

**2. LABOUR COURT,
KOLLAM.**

**R1 BY ADVS. SRI.SIVARAM
SRI.SHANKAR V.**

R2 BY GOVT. PLEADER SRI. ANIL BALAJI

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 10/01/2011, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

APPENDIX**PETITIONER'S EXHIBITS:**

- EXT.P1 : COPY OF THE REFERENCE ORDER DATED 27.9.07.
- EXT.P2 : COPY OF THE CLAIM STATEMENT DATED 11.4.2008 FILED BY THE 1ST RESPONDENT.
- EXT.P3 : COPY OF THE WRITTEN STATEMENT DATED 7.4.2008 AND 5/2008.
- EXT.P4 : COPY OF THE AWARD DT. 18.3.2009 PASSED BY THE LABOUR COURT, KOLLAM.
- EXT.P5 : COPY OF EXT. M7.
- EXT.P6 : COPY OF W3.
- EXT.P7 : COPY OF THE RECEIPT DATED 30.8.08 FILED BY THE WORKER BEFORE THE 2ND RESPONDENT.
- EXT.P7(a) : COPY OF THE AFFIDAVIT DATED 30.8.09 FILED BY THE WORKER BEFORE THE 2ND RESPONDENT.
- EXT.P8 : COPY OF THE TRIP SHEET OF LORRY NO. 1789 DATED 13.9.09.
- EXT.P8 IN
IA.4581/10 : COPY OF SUMMONS DATED 17.3.2010.
- EXT.P9 : COPY OF THE GOODS VEHICLE RECORD.
- EXT.P10 : COPY OF THE WEIGHMENT REPORT.
- EXT.P11 : NIL
- EXT.P12 : COPY OF THE MEMO DATED 19.5.2010 FILED BEFORE THE LABOUR COURT, KOLLAM IN ID 43/2007.
- EXT.P13 : COPY OF THE DD NO. 352008 DATED 28.6.2010 OF RS. 10.650/- OF THE STATE BANK OF INDIA, KOLLAM.

RESPONDENT'S EXHIBITS:

- EXT.R1(1) : COPY OF CERTIFICATE DATED 21-11-2009.

//TRUE COPY//

P.A. TO JUDGE

Mn

P.N.RAVINDRAN, J.

W.P.(C) No. 13683 OF 2009 & I.A. No.17861 OF 2010

Dated this the 10th day of January, 2011

J U D G M E N T

Heard the learned counsel on both sides. The parties to the writ petition, which arises out of the award passed by the Labour court, Kollam in Industrial Dispute No.43 of 2007 have filed I.A. No.17861 of 2010 to record the settlement arrived at between them out of court. The terms and conditions of the settlement are also set out in the application. The compromise petition is signed by the petitioner and his counsel and the employees who are represented by the first respondent and the first respondent's counsel. I.A. No.17861 of 2010 is accordingly allowed and the writ petition is closed as settled out of court with the observation that the rights of parties shall be governed by the terms of the compromise petition dated 4.12.2010. A copy of the compromise petition jointly signed by both parties and their counsel shall be appended to this judgment.

**P.N.RAVINDRAN,
(JUDGE)**

vps

WPC No.

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WPC No.

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