



Cont. P(MD)No.2301 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.12.2023

CORAM

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

Cont. P(MD)No.2301 of 2023

in

W.P(MD)No.12161 of 2021

R.Sakthivel

... Petitioner

Vs.

1.Arumugam,
Managing Director,
The Tamil Nadu State Transport Corporation
(Madurai) Limited,
Bye Pass Road, Madurai.

2.Ragavan,
The General Manager,
Tamil Nadu State Transport Corporation
Madurai Limited,
Pasumalai (R.C Unit),
Madurai.

... Respondents

Prayer : Contempt Petition filed under Section 11 of the Contempt of Courts Act, 1971, to punish the respondents / contemnors for willful disobedience to the orders of this Court, dated 19.07.2021 in W.P(MD)No.12161 of 2021 and punish respondents for contempt.

For Petitioner : Mr.VR.Shanmuganathan



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For Respondents : Mr.S.Michel Gladson Rajadurai
Standing Counsel

ORDER

The present contempt petition has been filed alleging violation of the order of this Court, dated 19.07.2021 made in W.P(MD)No.12161 of 2021. This Court by the order referred to *supra* had directed the respondent Transport Corporation to refer the petitioner to Medical Board and after ascertaining his fitness, allot him an alternative employment on the basis of Section 20(4) of the Rights of the Persons with Disabilities Act, 2016.

2. According to the learned Standing Counsel appearing for the respondents, the petitioner was accommodated in an alternative employment of Technician even in the year 2021 and he is working from the said year onwards. Therefore, there is no violation of the order of this Court. However, the learned Counsel appearing for the contempt petitioner contends that they should have accommodated him as a Time Keeper and accommodating him as a Technician would not satisfy the order of this Court.



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3. A perusal of the order of this Court clearly reveals that there is no positive direction by this Court to appoint the petitioner as a Time Keeper. Therefore, the respondent Corporation has allotted an alternative employment with pay protection. Incase, if the petitioner is not satisfied with the alternative employment, it is for him to approach the respondent Corporation again seeking any further alternative employment. There is no violation of the order of this Court. Hence, this contempt petition stands closed.

04.12.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes
BTR

To

1.The Managing Director,
The Tamil Nadu State Transport Corporation
(Madurai) Limited,
Bye Pass Road, Madurai.

2.The General Manager,
Tamil Nadu State Transport Corporation
Madurai Limited,
Pasumalai (R.C Unit),
Madurai.



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R.VIJAYAKUMAR, J.

BTR

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