

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.12.2015

CORAM

THE HON'BLE Mr. JUSTICE SATISH K.AGNIHOTRI
and
THE HON'BLE Dr. JUSTICE P.DEVADASS

W.A.No.1754 of 2015

and

M.P.No.1 of 2015

The Tamil Nadu Public Service
Commission rep. by its
Secretary, Frazer Bridge Road,
V.O.C. Nagar, Chennai - 3. ... Appellant/Respondent

Vs.

V.Senthilkumar ... Respondent/Petitioner

Writ Appeal filed under Clause 15 of Letters Patent against
the order dated 01.12.2015 made in M.P.No.2 of 2015 in
W.P.No.36610 of 2015.

W.P.No.36610 of 2015 : To issue a Writ of Certiorarified
Mandamus or any other appropriate Writ, Direction or Order in
the nature of a Writ, calling for the records relating to List
of Candidates dated 28.10.2015 Selected for Counselling for the
Years 2013-14 and 2014-15, declare the non-selection of the
petitioner for counseling as illegal and to quash the same and
to issue direction to the Respondent to permit the petitioner to
attend the Counselling and other process of Selection on the
basis of the petitioner performance; to consider the petitioner
candidature (Register No. 170223265) for selection and
appointment for Group IV Services for 2013-14 and 2014-15 and
pass appropriate orders for the petitioner appointment as such
and thus render justice.

For Appellant : Dr.M.Devendran

For Respondent : Ms.N.Revathi for Mr.M.Ravi

JUDGMENT

(Judgment of the Court was delivered by SATISH K.AGNIHOTRI, J.)

Ms.N.Revathi, learned counsel accepts notice on behalf of the respondent. With the consent of the learned counsel for the parties, the writ appeal is taken up for final disposal, at the admission stage itself.

2.On 01 December, 2015, the learned single Judge, satisfying with the eligibility condition, held that prima facie case been made out for passing an order of interim direction and directed the appellant herein to permit the respondent herein to participate in the counselling which was scheduled to be held on 02 December 2015. The instant appeal is filed, questioning the validity of the said order.

3.Be that as it may, the order is passed by way of interim direction. It is for the appellant to approach the learned single Judge to seek modification in the pending matter, if so advised. However, generally, the interim order does not confer any right or equity in favour of either party, which is open to question in the main petition.

4.With the aforestated observation, the writ appeal stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

mmi
To

The Secretary,
The Tamil Nadu Public Service Commission
Frazer Bridge Road,
V.O.C. Nagar, Chennai - 3.

+1cc to Mr.M.Devendran, Advocate, S.R.No.68591

+1cc to Mr.M.Ravi, Advocate, S.R.No.68661

W.A.No.1754 of 2015

CA(CO)

CA(07.01.2016)