

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.01.2015

CORAM

THE HON'BLE MR.JUSTICE SATISH K. AGNIHOTRI
AND
THE HON'BLE MR.JUSTICE M.VENUGOPAL

W.A.No.5 of 2015

D.Raveendran ... Appellant/Petitioner

Vs.

- 1.Teachers Recruitment Board,
rep by its Chairman,
4th Floor, E.V.K.Sampath Maligai,
College Road,
Chennai-6.
- 2.Director of Employment and Training,
Guindy, Chennai-32. ... Respondents/Respondents

This writ appeal is preferred under Clause 15 of the Letters Patent against the order of this court dated 03.07.2014 made in W.P.No.26629 of 2012.

Petition under Article 226 of the constitution of India, for the issuance of writ of certiorarified mandamus, calling for the entire records relating to the Tentative Provisional Selection List of candidates selected for appointment in the post of P.G.Assistant Economics for the year 2010-2011 published on 4.4.2012 by the 1st respondent herein and quash the same in so far as the same relates to the selection of candidates based on the employment seniority counted from the date of registration of P.G.Qualification of the candidates instead of the date of registration of B.Ed. qualification and GT (Priority) candidates are concerned and consequentially direct the respondentns 1 and 2 herein to consider the petitioner herein for selection for the post of P.G.Assistant - Economics in accordance with his Employment registration seniority and rule of reservation.

For Appellant : Mr.V.R.Rajasekaran

For Respondents: Mr.D.Krishnakumar, Spl.G.P.

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JUDGMENT

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

The appellant / writ petitioner preferred the instant writ petition on 19.09.2012, seeking a writ of certiorarified mandamus or

any other writ or a direction to quash the provisional selection list of candidates selected for appointment on the post of P.G. Assistant-Economics for the year 2010-2011 published on 04.04.2012 so far as the same relates to the selection of candidates based on the employment seniority counted from the date of registration of P.G. qualification of the candidates instead of the date of registration of B.Ed qualification and G.T (Priority) candidates and a further direction to the respondents to consider the case of the petitioner / appellant for selection on the post of P.G. Assistant -Economics in accordance with his employment registration seniority.

2. As aforesaid, the select list for appointment was admittedly published on 04.04.2012. Thereafter, it was informed that the process of appointment was made. The petitioner had preferred the writ petition after a period of five months without impleading the selected employees, who were given preference of seniority on the basis of the date of registration of P.G. qualification.

3. The learned Single Judge, having heard the learned counsel for the parties, came to the conclusion that the entire selection process was over and nothing remains for consideration in this petition, while dismissing the petition summarily. However, the fact that the select list was published on 04.04.2012 and the process of appointment, according to the learned Government Pleader, has been completed, is not disputable.

4. We have examined the rival contentions of the learned counsel appearing for the parties. The appellant has failed to substantiate that counting of seniority as per the registration on the basis of P.G. qualification for the appointment on the post of P.G. Assistant -Economics, was contrary to any legal provisions or specified conditions of the advertisement. More so, candidates, who were selected on the basis of their seniority in the employment exchange, have also not been impleaded as party respondents. Thus, the view taken by the learned Single Judge is just and proper, warranting no interference. Resultantly, the writ appeal is dismissed. No costs.

Sd/-

Assistant Registrar

Dated:2.2.15

True Copy

Sub Assistant Registrar

To

1.The Chairman,
Teachers Recruitment Board,
4th Floor, E.V.K.Sampath Maligai,
College Road,
Chennai-6.

2.Director of Employment and Training,
Guindy, Chennai-32.

+1 cc to M/s.V.R.Rajasekaran, Advocate,SR.3340.

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