

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 08-04-2015

CORAM:

THE HONOURABLE MR. JUSTICE SATISH K. AGNIHOTRI
AND

THE HONOURABLE MR. JUSTICE M. VENUGOPAL

W.A.No.577 of 2015

and

M.P.No.1 of 2015

- 1 The Managing Director
Tamil Nadu State Transport Corporation
(Salem) Ltd. Salem 7
 - 2 The General Manager
Tamil Nadu State Transport Corporation
(Salem) Ltd. Dharmapuri Region
Bharathipuram Dharmapuri
- Appellants

Vs

- 1 M.Paramasivam
No.26/8 Angalamman Koil Street
Kumarasampettai Salem 7
 - 2 The Secretary to Government
Transport Department Fort St. George
Chennai
- Respondents

Writ appeal under Clause 15 of Letters Patent challenging the order dated 27-03-2015 in M.P.No.1 of 2015 in W.P.No.8939 of 2015.

M.P.No.1 of 2015 Petition praying to stay the enquiry before the enquiry officer under show cause notice dated 18.2.2015 Ku. No. 222-2222-D2 TNSTC-2015 (since no charge memo has been issued) pending in W.P.No.8939/15 presented under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, Calling for the records of the impugned notice issued by the 2nd respondent pertaining in Ku. No. 222-2222-D2 TNSTC-2015 dt 18.2.2015 and quash the same consequently direct the 2nd respondent to drop the charges framed against the petitioner.

For appellant :: Mr. P. Paramasiva Doss

For respondents :: Mr. N. Sakthivel, GA for R2

JUDGMENT

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

The authorities, questioning the interim stay of operation of the impugned proceedings granted in W.P.No.8939 of 2015 and M.P.No.1 of 2015, at the notice of motion stage, have come up with this intracourt appeal. Notice has already been made returnable on 11-06-2015. Hence, at this stage, the proper course would be to appear before the Court and make appropriate application, if so advised, even for vacating the stay and also, a request may be made for expeditious consideration and disposal of the main writ petition. In that view of the matter, we are not inclined to interfere with the impugned order. The appeal stands dismissed. No costs. The connected miscellaneous petition is also dismissed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

glp

To

- 1 The Managing Director
Tamil Nadu State Transport Corporation(Salem) Ltd
Salem
- 2 The Secretary to Government
Transport Department
Fort St.George Chennai - 9.
3. The General Manager
Tamil Nadu State Transport Corporation
(Salem) Ltd. Dharmapuri Region
Bharathipuram Dharmapuri

- 1 cc to Mr. C.Uma Shankar,Advocate, SR.No.19581
1 cc to Mr. P.Paramasiva Doss,Advocate, SR.No.19374
1 cc to Government Pleader,Sr.No.19404

W.A.No.577 of 2015
and
M.P.No.1 of 2015

ksj (co)pmk.21.4.2015