

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.03.2015

CORAM:

THE HONOURABLE MR. JUSTICE K.K.SASIDHARAN

Writ Petition No.3229 of 2014
& M.P.No.1 of 2014

1 M.AMIRTHAM

[PETITIONER]

Vs.

1 GOVERNMENT OF TAMILNADU
REP. BY THE SECRETARY TO GOVERNMENT
REVENUE DEPARTMENT
SECRETARIAT, CHENNAI-9

2 THE COMMISSIONER OF REVENUE ADMINISTRATION
CHEPAUK, CHENNAI-5

3 THE DISTRICT COLLECTOR
SALEM DISTRICT, SALEM

4 THE PRINCIPAL ACCOUNTANT GENERAL (A & E)
TAMILNADU CHENNAI-18

[RESPONDENTS]

Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Certiorarified Mandamus calling for the records on the file of the 1st respondent relating to G.O. (2D) No.78 Revenue (Ser.4(1)) Department dated 18.2.2010 to quash the same and to issue consequential directions to the respondents to pass orders that the petitioner shall be deemed to have retired from service on 31.8.2002 A.N. without any condition and with all consequential pensionary and retirement benefits and to disburse arrears of such monetary benefits to the petitioner within a limited time frame and with interest as per rules.

For Petitioner

: Mr.M.Ravi

For Respondents

: Mr.P.Sanjay Gandhi, AGP

O R D E R

Though the challenge in this Writ Petition is to the punishment order dated 18.2.2010, the learned counsel for the petitioner fairly submitted that the petitioner would be satisfied in case the statutory review petition filed under Rule 37 of the Tamil Nadu Civil

Services (Discipline and Appeal) Rules is directed to be disposed of by the first respondent.

2. The petitioner filed a review petition dated 5.6.2010 invoking Rule 37 of the Tamil Nadu Civil Services (Discipline and Appeal) Rules before the first respondent with a prayer to review the order on various grounds. The review petition is pending on the file of first respondent.

3. The first respondent is directed to consider and dispose of the review petition filed by the petitioner dated 5.6.2010 on merits and as per law. Such exercise shall be completed within a period of two months from the date of receipt of a copy of this order.

4. The Writ Petition is disposed of with the above direction. No costs. The connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

ajr
To

1 THE SECRETARY GOVERNMENT OF TAMILNADU
TO GOVERNMENT
REVENUE DEPARTMENT
SECRETARIAT, CHENNAI-9

2 THE COMMISSIONER OF REVENUE ADMINISTRATION
CHEPAUK, CHENNAI-5

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TAMILNADU CHENNAI-18

+ 1 cc to Government Pleader Sr.12941

+ 1 cc to Mr.Ravi, Advocate SR.12450

RSY(CO)

Eu 17/03/15

W.P.No.3229 of 2014