

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.07.2015

CORAM:

THE HONOURABLE MR. JUSTICE D.HARIPARANTHAMAN

Writ Petition No.19318 of 2015

R.P.Subramanian

...Petitioner

Vs.

The Chairman cum Managing Director,
Tamil Nadu Generation and
Distribution Corporation Limited,
144, Anna Salai,
Chennai - 600 002.

...Respondent

Petition filed under Article 226 of the Constitution of India for the issuance of writ of Mandamus, directing the respondent to change the Headquarter of the petitioner from the present Minparai (Attakkati) in Coimbatore District to Udumalpet in Tiruppur District based on his representation dated 08.06.2015 pending the completion of the disciplinary proceedings pending on the file of the respondent.

For Petitioner : Mr.M.Purushothaman

For Respondent : Mr.P.R.Dhilipkumar

O R D E R

The petitioner was an Executive Engineer. He attained the age of superannuation on 31.01.2014, but he was not permitted to retire. At the time when he reached the age of superannuation, a criminal case was pending against him. The criminal case ended in acquittal. However, the disciplinary proceedings initiated against the petitioner is pending.

2. According to the petitioner, the order retaining him in service states that the headquarters of the petitioner will be at Minparai (Attakkati) in Valapari Taluk, Coimbatore District. The grievance of the petitioner is that he is a resident of Udumalpet Town and he finds it difficult to meet his needs in the present headquarters. It is also his case that no prejudice would be caused, if the headquarters is shifted to Udumalpet from the

present Headquarters at Minparai (Attakkati). In this regard, the petitioner submitted a representation dated 08.06.2015. The learned counsel would submit that enquiry is completed, however, no final order is passed. Hence, the petitioner has come up with the present writ petition.

3. In fact, I am of the view that no prejudice would be caused in permitting the petitioner to have the headquarters at Udumalpet Town, particularly, when the said place is also nearer to the present Headquarters, where the enquiry took place and more particularly when the enquiry is completed.

4. In these circumstances, a direction is issued to the respondents to pass appropriate orders on the representation of the petitioner, dated 08.06.2015 in the light of the facts set out above, within a period of three weeks from the date of receipt of a copy of this order.

The writ petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

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To

The Chairman cum Managing Director,
Tamil Nadu Generation and
Distribution Corporation Limited,
144, Anna Salai,
Chennai - 600 002.

2CCs to Mr.M.Purushothaman, Advocate, SR 32680

1CC to Mr.P.K.Dilipkumar, Advocate, SR 33177

W.P.No.19318 of 2015

VSN [CO]
PSI 08.07.2015