

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.02.2015

CORAM:

THE HONOURABLE MR. JUSTICE K.K.SASIDHARAN

Writ Petition Nos.24538 and 24539 of 2014

& M.P.No.1 of 2014
in

W.P.No.24538/2014

and

& M.P.Nos.1 and 2 of 2014

in

W.P.No.24539/2014

P.Sathish Kumar ...Petitioner in both Writ Petitions.

Vs.

1 The Principal Director
Defence Estates
Southern Command
Government of India
Ministry of Defence
Manekji Mehta Road
Pune 411 001

2 The President of Cantonment Board/
Station Commander
Station Headquarters
Fort St. Geroge, Chennai-9

3 The Chief Executive Officer
St. Thomas Mount Cum Pallavaram
Chennai-16.

...Respondents in both Writ Petitions

Prayer in W.P.No.24538/2014: Petition filed under Article 226 of the Constitution of India for the issuance of writ of Certiorarified Mandamus to call for the records relevant to the order in No.STM/ADM/0954 dated 23.7.2014 passed by the 3rd respondent and

quash the same as illegal improper and against the rule of law and thereby direct the respondents to permit the petitioner to withdraw the resignation letter dated 23.7.2014 and permit the petitioner to continue the service as Junior Engineer-Civil Pallavaram in the respondents Cantonment Board

Prayer in W.P.No.24539/2014: Petition filed under Article 226 of the Constitution of India for the issuance of writ of Certiorari to call for the records relevant to the issuance of notification in No.STM/ADM/Employ/ 2014/1096 dated 13.8.2014 passed by the 3rd respondent and quash the same as illegal improper and against the rule of law.

For Petitioner : Mr.P.Wilson, Senior Counsel
for Mr.M.V.Muralidaraan

For Respondents : Mrs.S.Seethalakshmi, SPC for R1
Mr.G.Masilamani, Senior counsel
for Mr.C.Mohan for
M/s.King and Patridge for R2 &R3

COMMON ORDER

The petitioner challenges the order dated 23.7.2014 relieving him from service forthwith and the advertisement dated 13.8.2014 calling applications for the post of Junior Engineer.

2. When these Writ Petitions were taken up for final disposal on 29.1.2015, the learned senior counsel for the petitioner produced a copy of the proceedings dated 24.12.2014 indicating that the respondents have cancelled the order of termination and the petitioner was permitted to join duty.

3. In view of the order dated 24.12.2014, the learned senior counsel for the respondents took time to take instructions.

4. When the Writ Petitions were taken up for hearing today, the learned senior counsel for the petitioner submitted that pursuant to the order dated 24.12.2014, the petitioner joined duty and as such nothing survives for adjudication in the Writ Petitions.

5. In view of the subsequent developments and more particularly on account of the issuance of the order dated 24.12.2014, nothing survives for adjudication in the Writ Petitions.

6. The Writ Petitions are disposed of with the above observation. No costs. The connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar(AD-I)

//True Copy//

Sub Assistant Registrar

ajr

To

1 The Principal Director
Defence Estates
Southern Command
Government of India
Ministry of Defence
Manekji Mehta Road
Pune 411 001

2 The President of Cantonment Board/
Station Commander
Station Headquarters
Fort St. George, Chennai-9

3 The Chief Executive Officer
St. Thomas Mount Cum Pallavaram
Chennai-16

2 CCs to M/s.King and Patridge, Advocate SR.No. 6618 & 6615

1 CC to Mrs.S.Seethalakshmi, Advocate SR.No. 6749

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W.P.Nos.24538 and 24539 of 2014

CNR (CO)
PSI (26.02.2015)