

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.04.2015

CORAM

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE

AND

The Hon'ble MR.JUSTICE M.M.SUNDRESH

W.P.No.4725 of 2010

Tamil Nadu Slum Clearance Board
SC/St Employees Welfare Association,
Rep. by its Joint Secretary, V.Chandrabose.

... Petitioner

-vs-

1. The Secretary to Government
of Tamil Nadu, Housing and Urban
Development Dept., Fort St. George, Chennai - 9
2. The Chairman,
Tamil Nadu Slum Clearance Board,
No.5, Kamarajar Salai, Chennai.
3. The Secretary to Govt. of Tamil Nadu,
Adi Dravidar and Tribal Welfare Dept.,
Fort St. George, Chennai.

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus to direct the respondents to implement the provisions of Article 16 (4) (a) of the Constitution of India and G.O. Ms.No.91 dated 28.11.2001 Adi Dravidar Tribal Welfare Dept. by filling up shortfall and backlog vacancies arisen in the second respondent Board by promoting Scheduled Caste and Scheduled Tribes, Slum Clearance Board employees from their respective feeder category in all the existing category in Tamil Nadu Slum Clearance Board Service with consequential seniority with effect from 28.11.2001.

For Petitioner : No appearance

For Respondents : Mr.S.T.S.Moorthy, GP, for RR 1 & 3
: Mr.R.Chellamuthu for R-2

O R D E R

(Order of the Court was made by The Hon'ble Chief Justice)

None appears for the petitioner. None was present on the last date, i.e. 11.03.2015.

2.The second respondent has filed its affidavit stating that proportional reservation can only be at the time of entry on recruitment and it is not possible that in every category of post at every point of time the ratio of reservation percentage is maintained constantly. As far as shortfall and backlog is concerned, it is stated that the matter is under consideration before the appropriate Committee.

3.We are, thus, of the view that no further directions are required and the writ petition stands closed.

Sd/-

Assistant Registrar

//True Copy//

sra

Sub Assistant Registrar

To

1. The Secretary to Government
of Tamil Nadu, Housing and Urban
Development Dept., Fort St. George, Chennai.
2. The Chairman,
Tamil Nadu Slum Clearance Board,
No.5, Kamarajar Salai, Chennai.
3. The Secretary to Govt. of Tamil Nadu,
Adi Dravidar and Tribal Welfare Dept.,
Fort St. George, Chennai.

+1cc to Mr.R.Chellamuthu, Advocate, S.R.No.18492
+1cc to the Government Pleader, S.R.No.18506

W.P.No.4725 of 2010

VGI (CO)
CA(16/04/2015)