

In the High Court of Judicature at Madras

Dated: 28.09.2015

Coram:

The Honourable Mr. SANJAY KISHAN KAUL, Chief Justice
and

The Honourable Mr. Justice T.S.SIVAGNANAM

Writ Petition No. 30433 of 2015
and M.P. Nos. 1 and 2 of 2015

K. Veeramani

.. Petitioner

vs.

1. The Chairman
Tamil Nadu Uniformed Services
Recruitment Board
Pantheon Road
Egmore, Chennai 600 008.

2. The Chairman
Sub-Committee
Armed Reserve Ground
Kakuppam, Villupuram.

.. Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, to call for the records of the 2nd respondent in connection with the impugned order passed in C.No.R2/315/2015 dated 03.08.2015, quash the same and direct the respondents to send the petitioner for physical measurement test and further direct the respondents to send the petitioner for subsequent stages of selection.

For Petitioner : Ms. S. Kalaiselvi
for M/s. G. Ilamurugu
For Respondents : Mr. P.H. Aravind Pandian
Addl. Advocate General
assisted by Mr. S.T.S. Murthi
Government Pleader.

O R D E R

(Made by The Hon'ble The Chief Justice)

The petitioner failed to make the grade in the physical endurance test qua chest measurement for recruitment as Sub Inspector of Police in the recruitment process notified on 02.08.2015. The measurement of the petitioner was handed over to him on 03.08.2015 and the petition has now been filed on 25.09.2015, after a lapse of seven weeks, alleging that though there was an appellate remedy available, where the event was held and the petitioner sought for that, it was denied to him.

2. We are of the view that indeed if such grievance existed, it should have been brought to the Court earlier and not when the viva-voce is also in progress. Secondly, the appellate remedy has been uniformly applied for in a number of cases which have been brought to our notice and there is no mala fide attributed to any one to show that there was any special reason, why the petitioner would be deprived of that benefit.

3. We are, thus, not inclined to exercise the jurisdiction under Article 226 of the Constitution of India. Accordingly, the writ petition is dismissed. Consequently, M.P. Nos. 1 and 2 of 2015 are also dismissed. No costs.

-Sd/-

Assistant Registrar

//True copy//

Sub Assistant Registrar

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Armed Reserve Ground
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+1 cc to Mr.G.Illamurugu, Advocate(sr.52756)

W.P. No. 30433 of 2015

sk(co)
cp 07/10/2015