

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.10.2015

CORAM

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

W.P.No.31609 of 2015

M.Marimuthu

... Petitioner

Vs.

- 1 The Director of Elementary Education Chennai-06.
- 2 The District Elementary Educational Officer Dharmapuri Dharmapuri District.
- 3 The Assistant Elementary Educational Officer Karimangalam Union Dharmapuri District.
- 4 G.Sirajunisha ... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the 2nd respondent to transfer the petitioner to the place of the 4th respondent on the basis of seniority by revising their proceeding dated 16.08.2015 in Na.Ka.No.2570/A4/ 2015 by considering the representation of the petitioner dated 21.08.2015 and confer all consequential benefits to the petitioner.

For Petitioner : Mr.S.Vijayan

For Respondents : Mr.R.Vijayakumar for R1 to R3
Additional Government Pleader

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O R D E R

By consent, the writ petition is taken up for final disposal.

2.The petitioner is employed as the Headmaster of the Panchayat Union Middle School, Jambooth Kariyamangalam Panchayat Union, Dharmapuri District and he participated in the general counselling on 16.08.2015 and sought transfer to the Panchayat Union Middle School, Molappanahalli Panchayat Union, Dharmapuri District and according to him, the availability of the said vacancy has been deliberately

barked and suppressed and the fourth respondent has been with undue favour accorded with the posting in the said place and in this regard, has submitted representation to the second respondent and since no orders have been passed, came forward to file this writ petition.

3.Heard the submissions of Mr.S.Vijayan, learned counsel appearing for the petitioner and Mr.R.Vijayakumar, learned Additional Government Pleader who accepts notice on behalf of the respondents.

4.Though the petitioner prayed for the larger relief, this Court in the light of the above facts and circumstances and without going into the merits of the claim projected by the petitioner either in his representation or in this writ petition, directs the second respondent to consider and dispose of the petitioner's representation dated 21.08.2015 on merits and in accordance with law after putting on notice, the fourth respondent and pass orders within a period of six weeks from the date of receipt of a copy of this order and communicate the decision taken, to the petitioner as well as to the fourth respondent.

5.The writ petition is disposed of accordingly. No costs.

Sd/-

Asst.Registrar (CO)

/true copy/

Sub Asst. Registrar

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To

- 1 The Director of Elementary Education Chennai-06.
- 2 The District Elementary Educational Officer Dharmapuri District.
- 3 The Assistant Elementary Educational Officer Karimangalam Union Dharmapuri District.

+1 cc to Mr.T.venkatesan, Advocate, sr.54333
+1 cc to Government Pleader, sr.54695

km co, kra 14/10

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