

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated :04.12.2015

CORAM

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

W.P.No.38435 of 2015

R.Durai Murugan

... Petitioner

- Vs -

1. The Director of Fire and Rescue Services
Greens Road, Chennai - 600 006.
2. The Deputy Director of Fire and Rescue Services
Central Region, Trichy
3. The Divisional Fire Officer
Nagapattinam District, Nagapattinam. ... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue Writ of mandamus directing the Respondents to promote the petitioner as Driver Fireman in pursuance of completion of the period of relinquishment from 2011-14 and promote the petitioner as Driver Fireman in pursuance of the representations made by the petitioner dated 10.9.2014 and 23.11.2015 within a reasonable time.

For Petitioner

: Mr.K.Venkataramani
Senior Counsel for
Mr. M.Muthappan

For Respondents

: Mr.V.Jayaprakash Narayanan

ORDER

By consent, the writ petition itself is taken up for final disposal at the time of admission.

2. According to the petitioner, he entered the service as a Fireman through Selection conducted by the Tamil Nadu Uniformed Services Recruitment Board and appointed to Service in Nagapattinam Division on 09.9.1996. Thereafter, the petitioner was promoted to the post of Driver Fireman on 14.3.2005 but, due to family circumstances, he relinquished his promotion

temporarily for a period of three years. After the expiry of the period, the petitioner made representations to the respondents on 10.9.2015 and 23.11.2015 requesting them to give promotion. Since no action has been taken so far, the present writ petition has been filed.

3. Heard the learned Senior Counsel for the petitioner and Mr.V.Jayaprakash Narayanan, learned Special Government Pleader appearing on behalf of respondents.

4. Though the petitioner has prayed for a larger relief, this Court in the light of the above facts and circumstances, directs the petitioner to give fresh representation to the third respondent enclosing the copy of this order along with relevant documents within a period of two weeks from the date of receipt of a copy of this order and on receipt of the same, the third respondent is directed to consider and dispose of the same on merits and in accordance with law, within a period of four weeks thereafter and communicate the decision taken, to the petitioner.

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

s/d-
Assistant Registrar(CS-III)

True Copy

Sub-Assistant Registrar

To

1. The Director of Fire and Rescue Services
Greens Road, Chennai - 600 006.
2. The Deputy Director of Fire and Rescue Services
Central Region, Trichy
3. The Divisional Fire Officer
Nagapattinam District, Nagapattinam.

+ 1 cc to M/s.M.Muthappan, Advocate SR 65587

+ 1 cc to Govt.Pleader, High Court, Madras SR 65719

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