

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.02.2015

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.17344 of 2007
(O.A.No.4218 of 2003)

N.S.Thangapandian

...Petitioner

-vs-

1. The Commissioner of Police
Madurai City
Madurai
2. The Deputy Commissioner of Police
Crime & Traffic
Madurai

...Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Certiorari, to call for the records passed by the second respondent in proceedings P.R.49 of 2003 dated 19.11.2003, quash the same.

For Petitioner : Mr.M.V.Venkataseshan

For Respondents : Mr.R.Govindasamy
Additional Government Pleader

ORDER

Heard both sides.

2. The impugned order of compulsory retirement inflicted against the petitioner-Mr.N.S.Thangapandian by the second respondent-Deputy Commissioner of Police, Crime and Traffic, Madurai in P.R.No.49 of 2003 dated 19.11.2003 was put to challenge in O.A.No.4218 of 2003 before the Tamil Nadu Administrative Tribunal, Chennai. The matter came on transfer and renumbered as the present writ petition.

3. In the meanwhile, the petitioner, during the pendency of the matter, preferred an appeal on 1.12.2003 before the first respondent-Commissioner of Police, Madurai, who modified the punishment of compulsory retirement into one of reduction in pay by three stages for three years with cumulative effect on 5.1.2004. Once again, on filing of review petition dated 21.1.2004, the Additional Director General of Police, Law & Order, Chennai in his proceedings in Rc.No.PR.2(3)/035627/04 dated 15.4.2004, has further modified the punishment into one of reduction in pay by one stage for one year without cumulative effect. Consequent on the modification of punishment, the petitioner was also reinstated in service on 6.1.2004. Thereafter, he retired from service on reaching the age of superannuation on 30.6.2012. Therefore, the writ petition is dismissed, as nothing survives for adjudication. No costs.

Sd/-
Assistant Registrar(CS-II)

//True Copy//

Sub Assistant Registrar

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To

1. The Commissioner of Police
Madurai City
Madurai
2. The Deputy Commissioner of Police
Crime & Traffic
Madurai

1 CC to Mr.M.V.Venkataseshan, Advocate SR.No. 10898

1 CC to the Government Pleader, SR.No. 11255

WEB COPY

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NM (CO)
PSI (12.03.2015)