

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.01.2015

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.17766 of 2007
(O.A.No.2022 of 2004)

G.Ezhumalai

.. Petitioner

-vs-

1. The State of Tamil Nadu rep.
by the Secretary to Government
Environment & Forests
Secretariat
Chennai-9

2. Vandalur Zoo rep.by the
Conservator of Forests
North Wild Life Circle
Vandalur
Chennai-48

... Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus, directing the respondents to reinstate the petitioner in service in the post of Watchman of Vandalur Zoo or any other equal post with effect from the date of discharge from service i.e., 26.8.96 and regularise his service in that post or any other equal post with all monetary and service benefits.

For Petitioner :: Mr.R.Singgaravelan

For Respondents :: Mr.N.Inbanathan
Government Advocate (Forests)

ORDER

The petitioner-Mr.G.Ezhumalai approached the Tamil Nadu Administrative Tribunal in O.A.No.2022 of 2004 seeking a direction to the respondents to reinstate him in service in the post of Watchman of Vandalur Zoo or any other equal post with effect from the date of discharge from service, namely, 26.8.96 and regularise his service in that post. When the said original application having been transferred and renumbered as a writ petition was taken up for hearing today, Mr.N.Inbanathan, learned Government Advocate for the

respondents submitted that the prayer in the writ petition has become infructuous, since the petitioner died long time back i.e., on 1.9.2005 and till date, no one has come forward to get impleaded in the matter as his legal representative. It was also further stated that the petitioner's wife, who is also working under a contractor, has also not taken any steps to bring on record the legal representative(s) of the deceased petitioner.

2. Since the petitioner died long time back i.e., on 1.9.2005, the prayer sought for in the writ petition for reinstatement does not survive. Accordingly, the writ petition is dismissed as abated. No costs.

ss

-s/d-

Assistant Registrar()

Dt:29/1/2015

True Copy

Sub-Assistant Registrar

To

1. The Secretary to Government
Environment & Forests
Secretariat
Chennai-9
2. The Conservator of Forests
Vandalur Zoo
North Wild Life Circle
Vandalur
Chennai-48

+ 1 cc to Mrs.M.Srividya, Advocate SR 2695

+ 1 cc to the Spl. Govt. Pleader (Forest) SR 2441

rj(co)

prk5/2

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