



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.10.2015

CORAM :

THE HONOURABLE MR.JUSTICE R.SUDHAKAR

and

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

Writ Appeal (MD) No.975 of 2015

A.Palaniraj

..Appellant/Petitioner

Vs.

1.The Principal Secretary to Government
Environment and Forests (FR-1) Department,
Government of Tamil Nadu,
Fort St.George,
Chennai - 9.

2.The Principal Chief Conservator,
Office of the Principal Chief Conservator of
Forests (Head of Forest Force) Panagal Maaligai,
Saidapet, Chennai - 15.

3.V.K.Melkani (in-charge) I.F.S.
Principal Chief Conservator - cum - Chief Wild
Life Warden,
Office of the Principal Chief Conservator of
Forests (Head of Forest Force)
Panagal Maaligai,
Saidapet, Chennai - 15.

..Respondents/Respondents

Writ Appeal filed under clause 15 of letters Pattern, against the order dated 31.08.2015 passed in WP(MD)No.15105 of 2015 by this Court.

Prayer in WP(MD). 15105/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a WRIT OF CERTIORARI to call for the records relating to the impugned order bearing G.O.(D)No.171 Environment And Forests (FR.1)Department dated 18.8.2015 issued by the 1st respondent and quash the same.

For Appellant	: Mr.G.R.Swaminathan for Mr.T.Antony Arulraj
For Respondents	: Mr.M.Govindan Spl.Govt.Pleader

JUDGMENT

(Judgment of the Court was delivered by R.SUDHAKAR, J.)

This writ appeal is directed against the order passed by the learned single Judge in WP(MD)No.15105 of 2015, dated 31.08.2015.

2.The appellant who was working as an Assistant Conservator of Forests transferred from Virudhunagar to Arasu Rubber Corporation Limited, Nagercoil. Challenging the said transfer order WP(MD)No.15105 of 2015 came to be filed and the same was dismissed by the learned Single Judge. Against which, the present writ appeal has been filed.



3. At the time of hearing, the Department was put on notice and suggestion was sought as to whether the appellant can be deputed to any other place in and around Madurai Division other than Arasu Rubber Corporation Limited, Nagercoil. Accordingly, Mr.M.Govindan, learned Special Government Pleader produced a copy of the letter of the Principal Secretary to Government in Letter No.15756/FR.1/2015-2, dated 20.10.2015. The relevant portion of the said letter is extracted hereunder:

"In connection with W.A.No.975/2015 and the letter first cited, I am directed to suggest that the post of Forestry Extension Officer, Pudukottai an alternative place to transfer Thiru.A.Palaniraj, Assistant Conservator of Forests (on leave) and to request that the same may be appraised before the Hon'ble Division Bench of Madurai High Court, Madurai when the case in W.A.(MD)No.975/2015 will take up for hearing on 27.10.2015. The result of the case may be informed to Government to early."

4. Recording the same, this writ appeal is disposed of directing the respondents to issue appropriate orders in line with the suggestion made by the Principal Secretary to Government as referred to above. No costs. Connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

1. The Principal Secretary to Government
Environment and Forests (FR-1) Department,
Government of Tamil Nadu,
Fort St. George,
Chennai - 9.

2. The Principal Chief Conservator,
Office of the Principal Chief Conservator of
Forests (Head of Forest Force) Panagal Maaligai,
Saidapet, Chennai - 15.

+1cc to M/s.T.Antony Arulraj, Advocate in SR.No.63771
+1CC to the Special Government Pleader, in SR.No.63420

Writ Appeal (MD) No.975 of 2015
27.10.2015

mj

PBK/NGM-SS 02/11/2015 ::2P-5C::