



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.07.2015

Coram

WEB COPY

THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

W.P.(MD).No.12621 of 2015

K.NAGARATHINAM

.. Petitioner

Vs.

1. THE AGRICULTURAL PRODUCTION
COMMISSIONER AND PRINCIPAL SECRETARY TO GOVT.,
AGRICULTURE DEPARTMENT, SECRETARIAT, CHENNAI 9.

2. THE DIRECTOR OF HORTICULTURE
AND PLANTATION CROPS, CHEPAUK,
CHENNAI 600 005.

.. Respondents

Prayer:

Petition is filed under Article 226 of the Constitution of India for the issue of a Writ of Mandamus, directing the first respondent i.e. The Agricultural Production Commissioner and Principal Secretary to Government, Chennai to dispose off the disciplinary action initiated in memo NO. DCS2/5657/13 dated 06.01.2014 of the Commissioner of Horticulture and Plantation Crops, Chennai on merits and in accordance with law within a specified time frame that may be fixed by this Court.

For Petitioner : Mr.S.Visvalingam

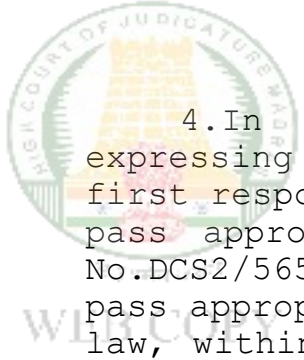
For Respondents : Mr.R.Velmurugan
Government Advocate takes notice

ORDER

The prayer in the Writ Petition is a Writ of Mandamus praying to direct the first respondent i.e. The Agricultural Production Commissioner and Principal Secretary to Government, Chennai to dispose off the disciplinary action initiated in memo NO. DCS2/5657/13 dated 06.01.2014 of the Commissioner of Horticulture and Plantation Crops Chennai on merits and in accordance with law within a specified time frame that may be fixed by this Court.

2.Mr.R.Velmurugan, the learned Government Advocate takes notice for the respondents and by consent of both parties, the writ petition itself is taken up for final disposal.

3.The learned Counsel appearing on behalf of the petitioner submitted that it would suffice if the disciplinary action initiated against the petitioner is disposed of, on merits and in accordance with law, within a time frame to be fixed by this Court.



4. In view of the limited scope of the prayer, without expressing any opinion on the merits of the issue involved, the first respondent is directed to complete the enquiry proceedings and pass appropriate orders in the disciplinary proceedings in memo No.DCS2/5657/13, dated 06.01.2014, if not already disposed of, and pass appropriate orders on the same on merits and in accordance with law, within a period of three months from the date of receipt of a copy of this order, after affording the petitioner an opportunity of being heard.

5. With the above direction, this Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar (AE)

/True Copy/

Sub Assistant Registrar

To

1. THE AGRICULTURAL PRODUCTION
COMMISSIONER AND PRINCIPAL SECRETARY TO GOVT.,
AGRICULTURE DEPARTMENT, SECRETARIAT, CHENNAI 9.
2. THE DIRECTOR OF HORTICULTURE
AND PLANTATION CROPS, CHEPAUK,
CHENNAI 600 005.

+ 1 CC TO MR.S.VISVALINGAM, ADVOCATE IN SR NO.39954

+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR NO.40355

rj2:

te : 31/07/2015: 2p/5c

W.P. (MD) No.12621 of 2015
22.07.2015