



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.01.2015

CORAM :

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

Writ Petition (MD) No.13 of 2015

WEB COPY

N.Meenambika

... Petitioner

Vs.

1.The Director of Social Welfare Officer,
Social Welfare Department,
Chennai 600 002.

2.The Commissioner,
The Tribunal for Disciplinary Proceedings,
Old Collectorate Building (1st floor),
Trichy, Trichy District.

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the 2nd respondent to conclude the departmental proceedings initiated in pursuance of the charge memo issued by the 2nd respondent in his Proceedings in Rc. No. 347/2013/A1 dated 03.07.2014 and consequently direct the 1st respondent to pass final orders in the light of the order dated 18.04.2013 passed by this Honourable Court in W.P.(MD) No.6451 of 2013

For Petitioner

: Mr.C.Venkatesh Kumar for
M/s.Ajmal Associates

For Respondents

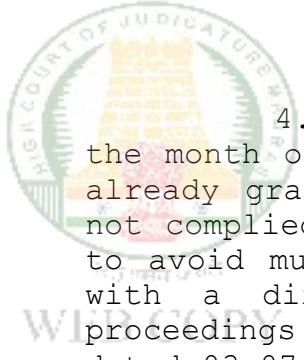
: Mr.M.Rajarajan,
Government Advocate.

ORDER

Heard the learned counsel appearing for the petitioner and Mr.M.Rajarajan, learned Government Advocate who takes notice on behalf of the respondents. By consent, the writ petition itself is taken up for final disposal at the admission stage.

2.The petitioner seeks for a Mandamus directing the second respondent to conclude the departmental proceedings initiated in pursuance of the charge memo dated 03.07.2014 and consequently to direct the first respondent to pass final orders in the light of the order passed by this Court in W.P.(MD) No.6451 of 2013, dated 18.04.2013.

3.It is seen that challenging the order of suspension, the petitioner and others have approached this Court by filing W.P(MD)No.6451 of 2013 wherein this Court by an order dated 18.04.2013 directed the first respondent herein to complete the disciplinary enquiry and pass final orders within a period of five months. However, the charge memo itself came to be issued only on 03.07.2014 and the enquiry is still pending and not yet completed. Therefore, the present writ petition has been filed with the aforementioned relief.



4.Considering the fact that the petitioner is going to retire in the month of September 2015 and considering the fact that this Court has already granted time to complete the disciplinary proceedings which was not complied with for the reasons best known to the Department, in order to avoid multiplicity of proceedings, this Writ Petition is disposed of with a direction to the respondents to complete the disciplinary proceedings and pass final orders thereon pursuant to the charge memo dated 03.07.2014 on or before 30.04.2015. If the enquiry is not completed and final order is not passed within the time stipulated by this Court in this order, it is open to the petitioner to approach this Court questioning the continuance of the disciplinary proceedings thereafter. No costs.

Sd/-
Assistant Registrar (CO)

/True copy/

Sub Assistant Registrar

To

1.The Director of Social Welfare Officer,
Social Welfare Department, Chennai 600 002.

2.The Commissioner,
The Tribunal for Disciplinary Proceedings,
Old Collectorate Building (1st floor),
Trichy, Trichy District.

+1cc to MR.AJMAL ASSOCIATES, ADVOCATE IN SR : 411
+1CC TO THE SPECIAL GOVERNMENT PLEADER, IN SR : 455

Sms

SR : 21.01.2015 : 2p/5c

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