



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.01.2015

CORAM:

THE HONOURABLE MR.JUSTICE B.RAJENDRAN

Writ Petition (MD)No.888 of 2015

S.Palaniselvan

... Petitioner

Vs.

1.The Managing Director,
The Tamil Nadu State Transport
Corporation (Madurai) Limited,
Bye Pass Road,
Madurai 625 016.

2.The General Manager,
The Tamil Nadu State Transport
Corporation (Madurai) Limited,
Dindigul Region,
Bye Pass Road,
Dindigul 624 003.

... Respondents

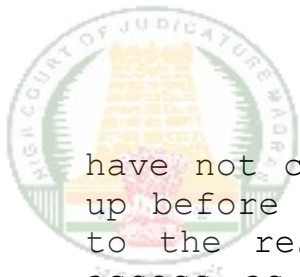
Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing the Respondents to refer the petitioner to the Medical Board Theni District to ascertain his disability or otherwise to perform duties as a conductor and thereafter to provide him an alternative employment based on the medical certificate to be issued by the Medical Board in terms of the Section 47 of the Persons with Disabilities (Equal Opportunities Protection of Rights and Full Participation) Act 1995 in case the Medical Board from the petitioner unfit to perform duties as conductor.

For Petitioner
For Respondents

: Mr.C.Thangamani
: Mr.A.Jeyaraman

ORDER

The petitioner is working as a conductor in the Tamil Nadu State Transport Corporation (Madurai) Limited. According to him, he has suffered the disability in terms of Section 47 of the Persons With Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 (hereinafter referred to as the Act). In this regard, he made a representation to the respondents, seeking alternative employment, but the respondents



have not considered the same. Therefore, the petitioner has come up before this Court with this writ petition, seeking a direction to the respondents to refer him to the Medical Board so as to assess as to whether he is suffered disability in terms of the Act.

2.Learned counsel for the respondents would submit that the second respondent would duly send the petitioner to the Medical Board for examination. The said statement is recorded.

3.In view of the limited prayer made in this writ petition, this writ petition is disposed of with a direction to the second respondent to refer the petitioner to a duly constituted Medical Board to examine as to whether the petitioner has suffered disability in terms of the above Act and to pass appropriate orders, in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar(Writs)

/True Copy/

Sub Assistant Registrar

To

1.The Managing Director,
The Tamil Nadu State Transport
Corporation (Madurai) Limited,
Bye Pass Road,
Madurai 625 016.

2.The General Manager,
The Tamil Nadu State Transport
Corporation (Madurai) Limited,
Dindigul Region,
Bye Pass Road,
Dindigul 624 003.

+1cc to Mr.C.Thangapandi, Advocate Sr.No. 3404

sms

AA/14.02.2015/2p- 4c/

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