

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.05.2016

CORAM:

THE HON'BLE MR.JUSTICE M.V.MURALIDARAN

W.P.No.11865 of 2016

T.R.Valsakumari

... Petitioner

Vs.

1. The State of Tamil Nadu
rep. By the Secretary to Government,
Public Health & Family Welfare Department,
Secretariat,
Chennai 600 009.
2. The Director of Public Health &
Preventive Medicine,
Chennai 600 006.
3. The Deputy Director,
Health Services,
Nagercoil,
Kanyakumari District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of certiorarified mandamus calling for the records on the file of the 3rd respondent in connection with the order passed by him in his Proceedings Na.Ka.No.8481/A2/2014 signed on 13.04.2015 modified by the 2nd respondent in his Proceedings R.No.051347/DA/S3/15 dated 25.11.2015 and quash the same and consequently direct the respondents to promote the petitioner to the post of Sector Health Nurse with effect from 26.11.2015, the date of promotion of the petitioner's juniors with all monetary and service benefits.

For Petitioner : Mr.R.Singaravelan
Senior Counsel
for Ms.M.Srividhya

For Respondents : Ms.P.Kavitha,
Government Advocate

O R D E R

Seeking to call for the records on the file of the 3rd respondent in connection with the order dated 13.04.2015 passed by him vide Proceedings Na.Ka.No.8481/A2/2014 and modified by the 2nd respondent vide Proceedings R.No.051347/DA/S3/15 dated 25.11.2015, quash the same and for a consequential direction to the respondents to promote her to the post of Sector Health Nurse with effect from 26.11.2015, the petitioner has come up with the present Writ Petition.

2. Heard Mr.R.Singaravelan, learned Senior Counsel appearing for the petitioner and Ms.P.Kavitha, learned Government Advocate appearing for the respondents.

3. Learned Senior Counsel for the petitioner submitted that the period of punishment is over and he restricted the relief sought in the Writ Petition to the extent that a direction may be issued to the respondents to consider and pass orders on the petitioner's representation dated 29.01.2016 sent to the 1st respondent.

4. Learned Government Advocate has no objection in directing the respondents to consider the petitioner's representation dated 29.01.2016.

5. Considering the submissions made by the learned counsel on either side and taking into account the relief restricted by the learned Senior Counsel for the petitioner, this Court directs the 1st respondent herein to consider the petitioner's representation dated 29.01.2016 and pass appropriate orders within a period of eight (8) weeks from the date of receipt of a copy of this order.

With the above direction, this Writ Petition is disposed of. No costs. Consequently, connected W.M.P.Nos.10236 and 10237 of 2016 is closed.

Sd/-
Vacation Officer

//True Copy//

Sub Assistant Registrar

aeb

To

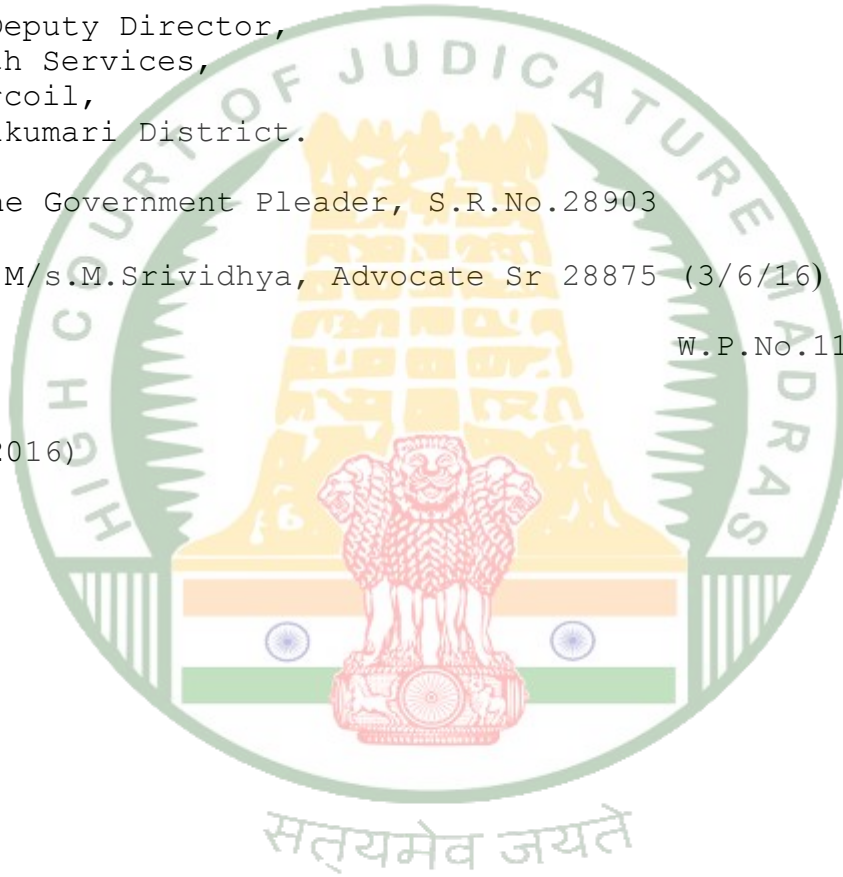
1. The Secretary to Government,
State of Tamil Nadu
Public Health & Family Welfare Department,
Secretariat, Chennai 600 009.
2. The Director of Public Health &
Preventive Medicine,
Chennai 600 006.
3. The Deputy Director,
Health Services,
Nagercoil,
Kanyakumari District.

+1cc to the Government Pleader, S.R.No.28903

+ 1 cc to M/s.M.Srividhya, Advocate Sr 28875 (3/6/16)

W.P.No.11865 of 2016

SSK(CO)
CA(02/06/2016)



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