

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 29.06.2016

Coram:

The Honourable Mr.SANJAY KISHAN KAUL, CHIEF JUSTICE
and
The Honourable Mr.Justice R.MAHADEVAN

W.P.No.15782 of 2011

M.Karunanithi

... Petitioner

Versus

1.The Secretary to Government
Consumer Affairs,
New Delhi

2.The Director of Legal Metrology
New Delhi

3.The Director,
Indian Institute of Legal Metrology
Ranchi.

4.The Government of Tamil Nadu
rep. by its Chief Secretary,
Fort St.George, Chennai 600 009.

5.The Secretary, Consumer Affairs,
Government of Tamil Nadu,
Secretariat,
Fort St.George, Chennai 600 009.

6.The Secretary,
Labour Department,
Secretariat, Fort St.George,
Chennai 600 009.

7.The Commissioner,
Consumer Affairs,
Chennai.

8.The Commissioner,
Labour Department,
D.M.S.Compound
Mount Road,
Chennai.

9.The Controller of Legal Metrology,
D.M.S.Compound,
Mount Road, Chennai.

10.P.Radhakrishnan
11.P.Kolandavel
12.A.Kutralam
13.R.Matheswaran
14.C.Kandasamy
15.P.Ambedkar
16.P.Krishnaveni
17.S.Srinivasan
18.N.Balusamy
19.G.Kumar
20.V.Balasubramaniam
21.P.Sivasuriyamani
22.M.Sengottian
23.R.Balasubramaniyan
24.V.Muthulakshmi
25.A.Perumal
26.A.Manoranchitham
27.S.Andivel
28.V.K.Rajarajan Respondents

Petition filed under Article 226 of the Constitution of India praying for the issue of a writ of Mandamus, directing the respondents 4 to 6 to establish a separate Department in the Government of Tamil Nadu under the Legal Metrology Act, 2009, by recruiting persons who are exclusively qualified as per Section 14 of the Legal Metrology Act, 2009 read with Rule-28 of the Legal Metrology (General) Rules, 2011.

For Petitioner ::: No appearance

For Respondents ::: Mr.D.Ramesh Kumar
ACGSC for R.1 to R.3

Mr.S.T.S.Murthi

Special Government Pleader
assisted by Mr.V.Shanmugasundaram
Government Advocate for
R.4 to R.8

Mr.V.Suthakar for RR.10, 11, 13
to 20, 22, 25 to 28.

O R D E R

(The Order of the Court was made by The Hon'ble
The Chief Justice)

The petitioner seeks creation of a separate department in the Government of Tamil Nadu under the Legal Metrology Act, 2009 with recruitment of persons who are exclusively qualified as per the provisions of Section 14 of the said Act read with Rule 28 of the Legal Metrology (General) Rules, 2011.

2. The stand of the respondents is that the Legal Metrology is part of the Labour Department and only such persons who are qualified as per the Acts and Rules shall be posted.

3. As to whether a separate department is required or not is an aspect within the administrative domain of the respondents.

4. The writ petition stands dismissed, leaving the parties to bear their own costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

ksr

To

- 1.The Secretary to Government, Consumer Affairs, New Delhi
- 2.The Director of Legal Metrology, New Delhi
- 3.The Director, Indian Institute of Legal Metrology, Ranchi.
- 4.The Chief Secretary, Government of Tamil Nadu,
Fort St.George, Chennai 600 009.
- 5.The Secretary, Consumer Affairs, Government of Tamil Nadu,
Secretariat,
Fort St.George, Chennai 600 009.

6.The Secretary, Labour Department, Secretariat, Fort St.George, Chennai-9.

7.The Commissioner, Consumer Affairs, Chennai.

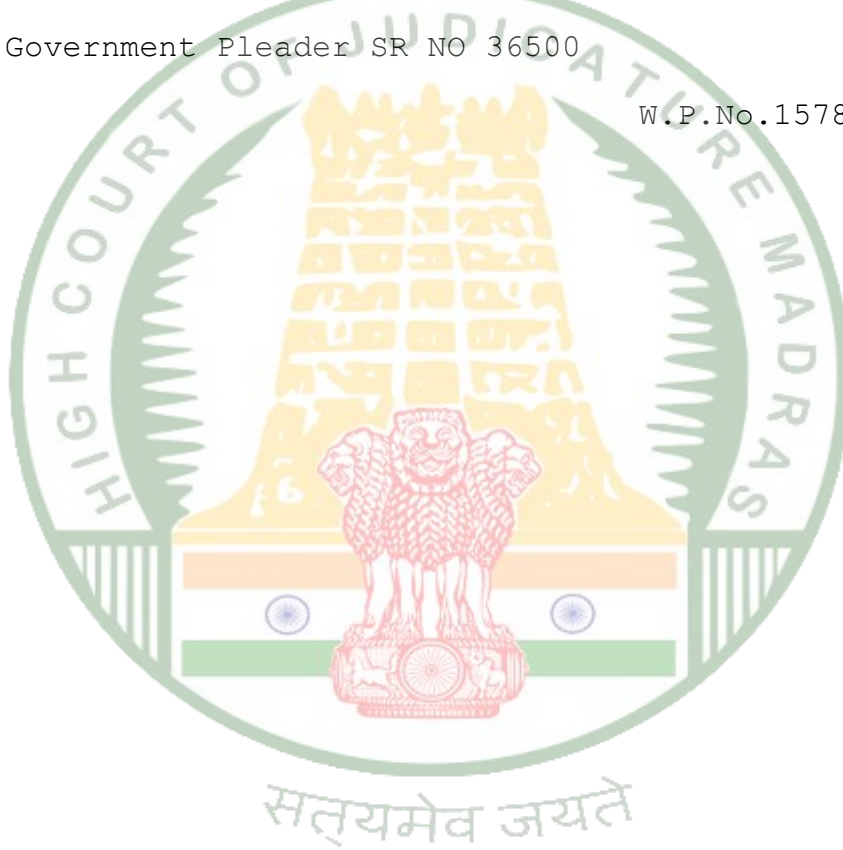
8.The Commissioner, Labour Department, D.M.S.Compound, Mount Road, Chennai.

9.The Controller of Legal Metrology, D.M.S.Compound, Mount Road, Chennai.

+ 1 CC to M/s.D.Ramesh Kumar, Advocate SR NO 36460

+ 1 cc to Government Pleader SR NO 36500

W.P.No.15782 of 2011



WEB COPY