

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.09.2016

CORAM:

THE HONOURABLE MR. JUSTICE R.SUBBIAH

W.P.No.12832 of 2015

P.Elamvazhudhi

.. Petitioner

vs.

1.The District Collector,
Villupuram District,
Villupuram.

2.The District Employment Officer,
Villupuram District,
Villupuram.

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the second respondent to consider the petitioner's representation dated 16.3.2015.

For petitioner : Mr.R.Jayapakash

For Respondents: Mr.S.Gunasekaran,
Addl.Govt.Pleader

ORDER

This Writ Petition has been filed seeking to issue a Writ of Mandamus directing the second respondent to consider the petitioner's representation dated 16.3.2015.

2. The petitioner is a physically challenged person. He passed Higher Secondary Course in the year 1991 and has registered his name for employment with the second respondent on 17.5.2006. The grievance of the petitioner is that his juniors had been sponsored by the second respondent and they have also been appointed under the physically challenged person's quota whereas the petitioner's name has not been sponsored for appointment till date. The petitioner is having experience as xerox operator. As there are several posts of Xerox Operator in different departments lying vacant in Villupuram District, he sent a representation to the respondent on 16.3.2015 but nothing has been done so far. Hence the present writ petition.

3. Opposing the Writ Petition, the second respondent has filed a detailed counter affidavit. In the counter affidavit, it is stated that the Principal District Judge, Villupuram, had

notified two vacancies of Xerox Operator on 3.7.2014. The maximum age limit for BC is 32 years as on 1.1.2014. The petitioner had crossed the maximum age limit of 42 years (with 10 years relaxation for differently able person) on 8.7.2013 itself. Hence, his his name could not be sponsored.

4. Heard the learned counsel for the petitioner and the learned Additional Government Pleader for the respondents.

5. Without going into the merits of the matter, the second respondent is directed to consider the petitioner's representation dated 16.3.2015 and pass appropriate orders in accordance with law within a period of six weeks from the date of receipt of a copy of this order. It is needless to mention that if the petitioner is eligible for any other vacancy, his name may be sponsored as per law. It is made clear that this Court has not expressed any opinion with regard to the contention of the writ petitioner.

6. In the result, the Writ Petition is disposed of. No costs.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

asvm

To

1.The District Collector,
Villupuram District,
Villupuram.

2.The District Employment Officer,
Villupuram District,
Villupuram.

+ 1 cc to Mr.R.Jayapakash, Advocate SR.53601

+ 1 cc to Government Pleader Sr.53448

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SKV(CO)

Eu 07/15/16