

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.09.2016

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN

W.P.No.33341 of 2014

1.A.Anand
2.S.Arul Dass

.. Petitioners

Vs.

- 1.The Chairman,
Tamil Nadu Electricity Board,
No.144, Anna Salai,
Chennai-600 002.
- 2.The Chief Engineer, Personnel,
Tamil Nadu Electricity Generation and
Distribution Corporation,
(Previously known as Tamil Nadu
Electricity Board),
No.144, Anna Salai,
Chennai-600 002.
- 3.The Superintending Engineer,
Villupuram Electricity Generation and
Distribution Corporation,
(Previously known as Tamil Nadu
Electricity Board),
No.10, Old Power House Road,
Villupuram.
- 4.The Inspector of Labour,
Villupuram.

.. Respondents

The writ petition is filed under Article 226 of the Constitution of India praying for the issue of a writ of mandamus, directing the respondents to appoint the petitioners as Mazdoors with effect from the date of 1.12.2008, the date on which the similarly placed persons were appointed as Mazdoors, by considering their representations dated 9.8.2014, in the light of the order passed in W.P.No.5481 of 2012, dated 6.11.2012 and with all consequential benefits.

For Petitioners: Mr.A.Malath Devapriyam

For Respondents: Mr.Fakkir Mohideen for RR1 to 3
Mr.P.Sanjai Gandhi, AGP for R4

ORDER

Heard the learned counsel appearing on behalf of the petitioners, as well as the learned counsels, appearing on behalf of the respondents.

2 This writ petition has been filed by the petitioners, praying that this Court may be pleased to issue a Writ of Mandamus, directing the respondents to appoint the petitioners, as Mazdoors, with effect from 1.12.2008, the date on which similarly placed persons were appointed as Mazdoors, by considering their representations dated 9.8.2014, in the light of the order passed in W.P.No.5481 of 2012, dated 6.11.2012, with all consequential benefits.

3 Though various grounds have been raised in the affidavit filed in support of the writ petition, the learned counsel appearing on behalf of the petitioners has submitted that it would suffice, if the second respondent is directed to dispose of the representation of the petitioners, dated 9.8.2014, on merits and in accordance with law, within a specified period.

4 In view of the averments made in the affidavit filed in support of the writ petition and in view of the submissions made by the learned counsel, appearing on behalf of the petitioners, this Court finds it appropriate to direct the second respondent to dispose of the representation of the petitioners, dated 9.8.2014, on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order, after giving an opportunity of hearing to the petitioners. The petitioners shall furnish a copy of the representation, dated 9.8.2014, to the second respondent, along with a copy of this order. However, it is made clear that this Court, by this order, has not expressed any opinion on the merits of the matter.

5 The writ petition is disposed of, with the above directions. No costs.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

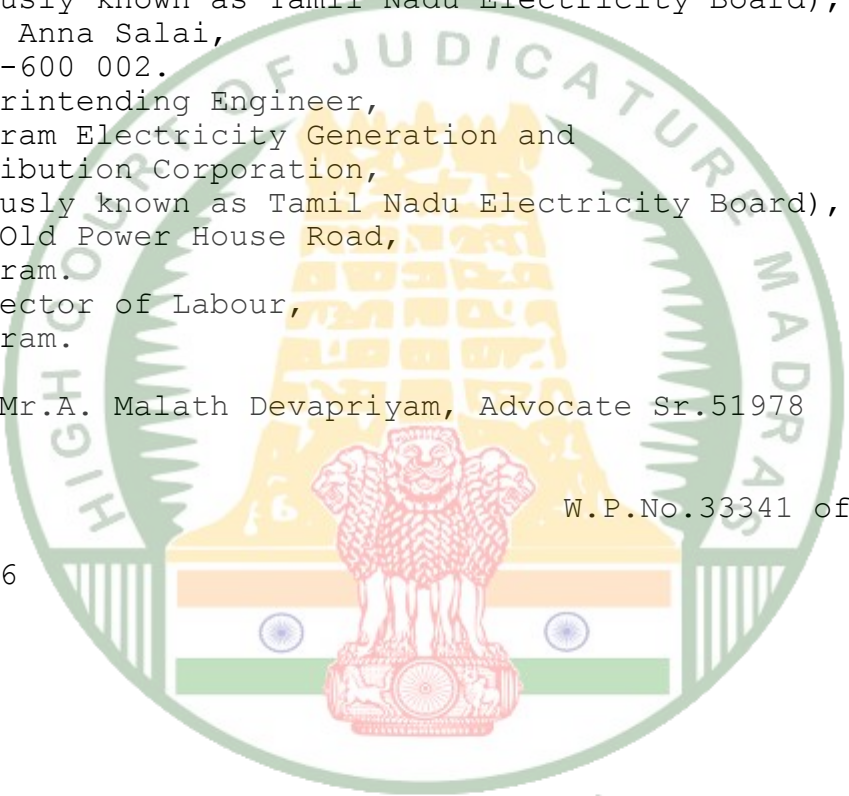
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To

- 1.The Chairman,
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No.10, Old Power House Road,
Villupuram.
 - 4.The Inspector of Labour,
Villupuram.
- + 1 cc to Mr.A. Malath Devapriyam, Advocate Sr.51978

SK(CO)
EU 29/09/16

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सत्यमेव जयते

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