

IN THE HIGH COURT OF JUDICATURE AT MADRAS

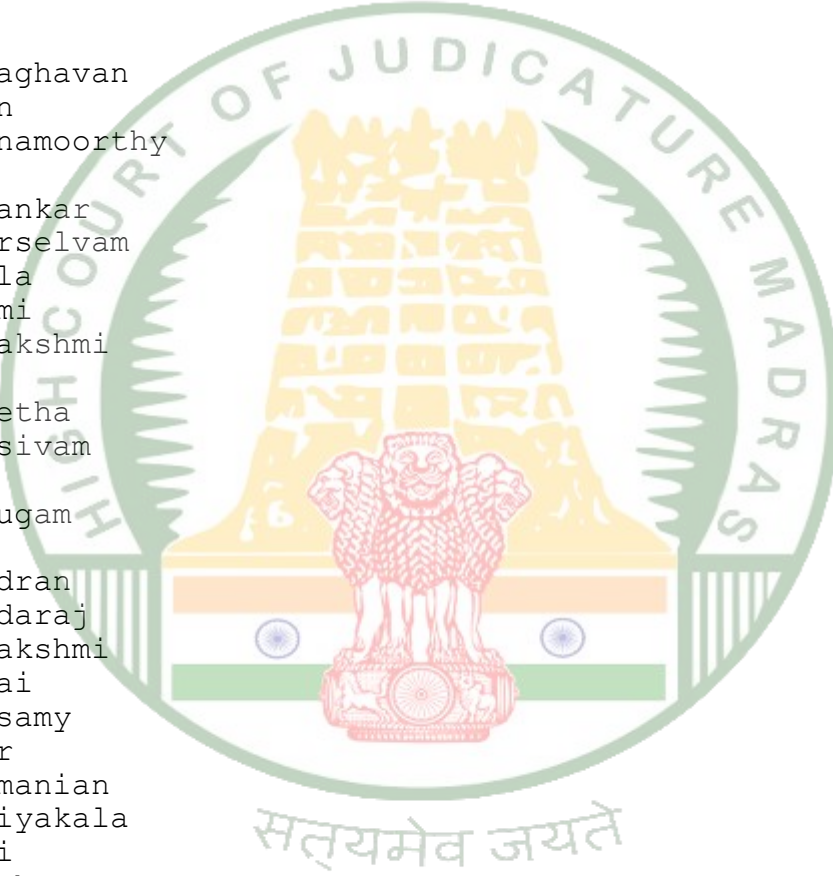
DATED 20.01.2016

CORAM

THE HONOURABLE MR. JUSTICE K.KALYANASUNDARAM

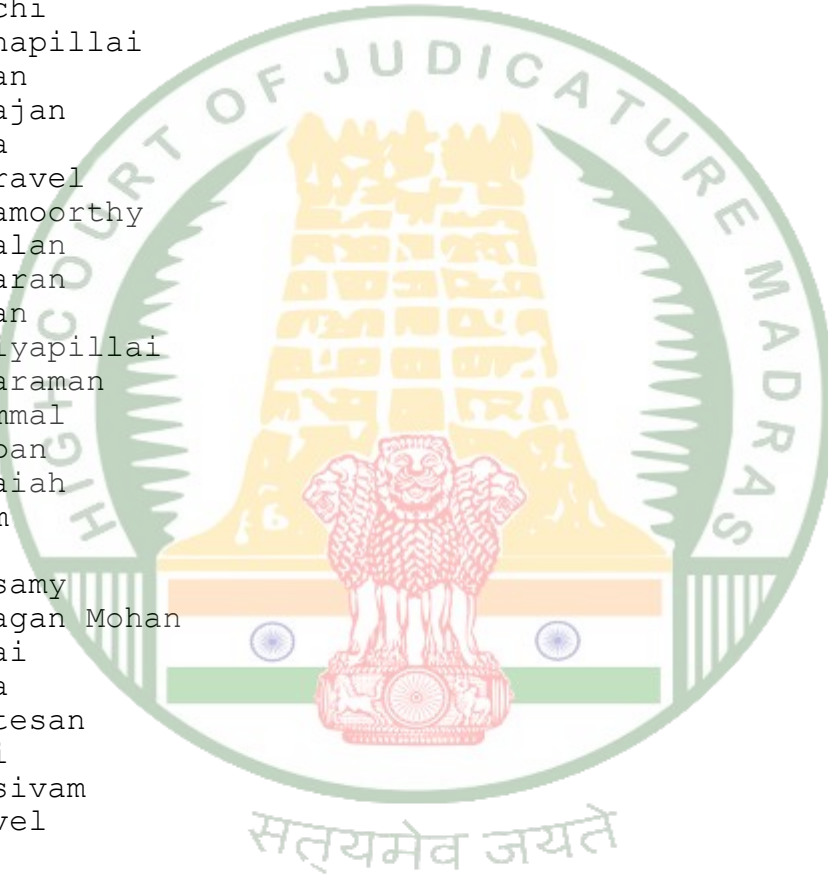
W.P. No.1657 of 2016
& W.M.P.No.1454 of 2016

- 1.S.K.Murugesan
- 2.M.Gandhi
- 3.K.Settu
- 4.A.Veeraraghavan
- 5.M.Ganesan
- 6.K.Dakshinamoorthy
- 7.M.Sundar
- 8.S.Jothisankar
- 9.A.Panneerselvam
- 10.T.Manjula
- 11.P.Lakshmi
- 12.A.Rajalakshmi
- 13.A.Rajam
- 14.E.Sangeetha
- 15.P.Sambasivam
- 16.V.Remi
- 17.K.Shanmugam
- 18.K.Kumar
- 19.K.Devendran
- 20.M.Govindaraj
- 21.S.Adhilakshmi
- 22.P.Anjalai
- 23.K.Kuppusamy
- 24.K.Sankar
- 25.M.Subramanian
- 26.G.Sakthiyakala
- 27.A.Sakthi
- 28.V.Paranthaman
- 29.R.Ramachandran
- 30.N.Devanathan
- 31.C.Sivasankar
- 32.D.Velankanni
- 33.P.Kalaivani
- 34.M.Ambika
- 35.P.Nedunchezhiyan
- 36.J.Perumal
- 37.V.Manickam
- 38.R.Vimala
- 39.C.Saroja
- 40.M.Devaki



WEB COPY

41.A.Meenakshi
42.G.Sekar
43.K.Nagaraj
44.S.Jeya
45.K.Chandrakumar
46.M.Thavapillai
47.T.Rajendrababu
48.R.Selvam
49.M.Vemurugan
50.R.Elavarasan
51.A.Jayanthi
52.R.Anbarasi
53.A.Kamatchi
54.M.Karuthapillai
55.A.Chellan
56.M.Natarajan
57.R.Amutha
58.M.Singaravel
59.K.Kaliyamoorthy
60.K.Yesubalan
61.A.Manimaran
62.A.Anandan
63.C.Palaniyapillai
64.V.Kariyaraman
65.P.Mariammal
66.S.Iyyappan
67.V.Chellaiah
68.T.Dhanam
69.K.Kumar
70.T.Muthusamy
71.S.Devajagan Mohan
72.E.Madurai
73.K.Chitra
74.M.Venkatesan
75.K.Janaki
76.R.Sadhasivam
77.P.Veeravel
78.A.Samy
79.P.Mayakannan



.. Petitioners

Vs.

1. The State of Tamil Nadu,
Rep.by its Secretary to Government,
Adi Dravidar & Tribal Welfare Department,
Secretariat, Fort St.George,
Chennai - 600 009.
2. The Director of Adi Dravidar Welfare,
Chepauk, Chennai - 600 005.

3. The District Collector,
Villupuram District, Villupuram.

4. The District Adi Dravidar & Tribal Welfare Officer,
Villupuram District, Villupuram.

5. The District Employment Officer,
District Employment Office,
Villupuram District, Villupuram.

.. Respondents

PRAYER : Writ Petition has been filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents 1 to 4 to consider the petitioners for promotion / regular appointment to the post of Cooks in Adi Dravidar Welfare Department, Villupuram District in the existing vacancies before resorting to direct recruitment to fill up the post of Cooks and to appoint the petitioners as Cooks in the regular time scale of pay with all consequential benefits by considering the representations submitted by the petitioners dated 04.01.2016.

For Petitioners : Mr.G.Sankaran
For Respondents : Mr.S.Gunasekaran
Government Advocate

O R D E R

By consent, the Writ Petition is taken up for final disposal at the admission stage itself.

2.It is the case of the petitioners that they were appointed as Sanitary Workers through District Employment Exchange, Villupuram, based on the orders of the Government issued in G.O.Ms.No.26, Adi Dravidar and Tribal Welfare Department, dated 25.02.2011 and they joined duty in the year 2012 in the Government Tribal Residential Schools and Hostels. It is further stated that in addition to their duties as Sanitary Workers, whenever the post of Cook in the hostel fell vacant or when the regular Cook goes on leave, the petitioners had been attending the work of Cook also.

3.The petitioners would state that if there is vacancy in the post of Cook, the respondents used to appoint the persons, who are scavengers. Without considering the case of the petitioners, the second respondent issued a notification for appointment of Cook and therefore, the petitioners gave representations dated 04.01.2016 and 05.01.2016 to the respondents 3 and 4 respectively. The petitioners would further state that there are totally 34 vacancies and the petitioners are fully qualified and eligible to be appointed as Cooks. Since the representations had not been considered, the present Writ Petition has been filed by the petitioners.

4.Heard the submissions of Mr.G.Sankaran, learned counsel appearing for the petitioners and Mr.S.Gunasekaran, learned Government Advocate, who accepts notice on behalf of the respondents.

5.This Court, in the light of the above facts and circumstances and without going into merits of the case, directs the petitioners to submit one more representation to the second respondent by enclosing a copy of this order, within a period of two weeks from the date of receipt of a copy of this order. The second respondent, on receipt of the same, is directed to consider the said representation, on merits and in accordance with law and pass appropriate orders, within a period of six weeks therefrom and communicate the decision taken, to the petitioners.

6.With the above said direction, the Writ Petition is disposed of. Consequently, connected miscellaneous petition is closed. No costs.
sri

s/d-
Assistant Registrar (CS-V)

True Copy

Sub-Assistant Registrar

To

1. The Secretary to Government,
State of Tamil Nadu,
Adi Dravidar & Tribal Welfare Department,
Secretariat, Fort St.George,
Chennai - 600 009.
2. The Director of Adi Dravidar Welfare,
Chepauk, Chennai - 600 005.
3. The District Collector,
Villupuram District, Villupuram.
4. The District Adi Dravidar & Tribal Welfare Officer,
Villupuram District, Villupuram.
5. The District Employment Officer,
District Employment Office,
Villupuram District, Villupuram.

+ 1 cc to Mr.G.Sankaran, Advocate SR 317916
+ 1 cc to Govt.Pleader, High Court, Madras 3314

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