

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.08.2016

CORAM:

THE HON 'BLE MR. JUSTICE B.RAJENDRAN

Writ Petition No.28259 of 2016
and W.M.P.No.24390 of 2016

Tamilarasi

... Petitioner

Versus

1. The Secretary,
Tamil Nadu Public Services Commission,
Frazer Bridge Road, V.O.C.Nagar,
Park Town, Chennai - 600 003
2. The Secretary to Government,
Hindu Religious and Charitable Endowment
(Administration) Department,
Fort St. George, Chennai - 600 009
3. The Commissioner,
Hindu Religious and Charitable Endowment
Department, Administration,
Nungambakkam, Chennai - 600 034

... Respondents

Prayer:- Petition filed under Article 226 of the Constitution of India, seeking for a Writ of Mandamus directing the respondent to post the petitioner as Executive Officer Grade - IV, in the office of the third respondent, by considering the petitioner's representation dated 01.02.2016.

For Petitioner : Mr. R.Sankara Subbu
For Respondents : Mr. C.N.G.Niraimathi, for R-1,
Mr. M.Maharaja,
Spl.G.P., for R-2 & R-3

O R D E R

This writ petition has been filed by the petitioner praying for the issuance of a writ of mandamus, directing the respondent to post the petitioner, as Executive Officer, Grade-IV, in the office of the third respondent, by considering the petitioner's representation dated 01.02.2016.

2. Heard the learned counsel appearing for both sides.

3. It is submitted by the learned counsels appearing for both sides that the issue involved in this writ petition is squarely covered by a decision of this Court, in the case of N.Kanthimathi v. The Secretary to Government, HR & CE, and two others in W.P. (MD) No.8877 of 2011, dated 17.08.2011.

4. Hence, following the said decision, the following order is passed in this writ petition:-

"A mandamus is issued to the Tamil Nadu Public Service Commission to release the reserve list, insofar as the petitioner is concerned, within a period of four weeks from the date of receipt of a copy of this order and on receipt of the communication from the commission, the Commissioner of Hindu Religious and Charitable Endowment Department, Chennai, the third respondent herein, shall issue necessary appointment orders to the petitioner, immediately, subject to satisfying other requirements under the recruitment rules."

5. In the result, the writ petition is allowed. No costs. Consequently, the connected WMP is closed.

srk

s/d-

Assistant Registrar(CS-VI)

True Copy

Sub-Assistant Registrar

To

1. The Secretary, Tamil Nadu Public Services Commission,
Frazer Bridge Road, V.O.C.Nagar,
Park Town, Chennai - 600 003

2. The Secretary to Government,
Hindu Religious and Charitable Endowment
(Administration) Department,
Fort St. George, Chennai - 600 009

3. The Commissioner,
Hindu Religious and Charitable Endowment
Department, Administration,
Nungambakkam, Chennai - 600 034

+ 1 cc to M/s.R.Sankarasubbu, Advocate SR 46664

+ 1 cc to Govt.Pleader SR 46768

ala(co)

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W.P.No.28259 of 2016