

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.06.2016

CORAM:

THE HONOURABLE MR.JUSTICE B.RAJENDRAN

W.P.No.28582 of 2012
and
M.P.Nos.2 & 3 of 2012

- 1 R.MADHESWARI
W/O. UDHAYASURIYAN,
MOOLASITTLING VILLAGE,
SITTLING POST,
HARUR TALUK, DHARMAPURI DIST. ...PETITIONER
- Vs.
- 1 THE SECRETARY TO THE GOVT.
SOCIAL WELFARE DEPARTMENT FORT ST. GEORGE
CHENNAI.
- 2 THE SPECIAL COMMISSIONER
INTEGRATED CHILD DEVELOPMENT SERVICES SCHEME
PAMMAL NALLATHAMBI ROAD TARAMANI CHENNAI-13.
- 3 THE DISTRICT COLLECTOR
OFFICER OF THE DISTRICT COLLECTOR
DHARMAPURI DIST.
- 4 THE DISTRICT SCHEME OFFICER
INTEGRATED CHILD DEVELOPMENT SERVICES
SCHEME RAILWAY LINE ROAD APPAVU NAGAR
DHARMAPURI DIST.
- 5 CHILD DEVELOPMENT SERVICES
SCHEME OFFICE HARUR DHARMAPURI DIST.
- 6 S.HELEN
W/O. MANI,
A.K.THANDA VELANOOR POST,
HARUR TALUK, DHARMAPURI DIST. ...RESPONDENTS

Prayer: Writ petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Certiorari Mandamus, calling for the records of the 4th

respondent in Na.Ka.No.606/A1/2012 dated 22.8.2012 quash the same and direct the 4th respondent to appoint the petitioner to the post of Anganwadi worker at Moola Sittling Centre, Harur.

For Petitioner : Mr.W.M.Abdul Majeed

For Respondents 1 to 5 : Mr.K.Rajendra Prasad,
Govt.Advocate

For Respondent No.6 : Mr.R.Ezhilarasan

O R D E R

Challenging the appointment of the respondent No.6 to the post of Anganwadi worker for Moola Sittling Centre (Mini), Harur, Dharmapuri District, the petitioner seeks Certiorari Mandamus to set aside the order passed by the fourth respondent in Na.Ka.No.606/ A1/2012 dated 22.8.2012 and consequently, direct the respondent No.4 to appoint the petitioner to the post of Anganwadi worker at Moola Sittling Centre, Harur.

2 The petitioner claims appointment only on the basis that she is residing within a Kilometre away from the Centre and the respondent No.6 is younger then the petitioner. The learned counsel for the petitioner relied on the order passed by this Court in W.P.No.28582 of 2012, dated 28.02.2012.

3 Counter affidavit has been filed on behalf of the respondents 1 to 5 wherein it has been stated that the 6th respondent was selected and appointed by the third respondent on the basis of marks obtained by the candidates appeared before the Selection Committee. 6th respondent was selected since she got all the requisite qualifications such as educational qualification, age, native, distance and higher marks obtained in the interview.

4 The learned Government Advocate for the respondents 1 to 5 would contend that the petitioner is not eligible even to apply for the said post since she has not passed 10th Standard.

5 A perusal of mark sheet in page No.3 of typed set filed by the petitioner herself would clearly show that she had failed in 10th Standard whereas respondent No.6 passed 10th Standard and obtained higher marks in the interview. Therefore, she had been selected for the said post.

Thus, the writ petition is dismissed. Consequently, connected miscellaneous petitions are also dismissed. No costs.
vaan

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

To

- 1 THE SECRETARY TO THE GOVT.
SOCIAL WELFARE DEPARTMENT FORT ST. GEORGE
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- 5 CHILD DEVELOPMENT SERVICES
SCHEME OFFICE HARUR DHARMAPURI DIST.

+ 2 ccs to Mr.R.Ezhilarasan, Advocate Sr 33232

KR/6/7/16

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