

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.02.2016

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.4874 of 2016

D.Shantha

... Petitioner

Vs.

1. The State of Tamil Nadu,
Rep. By its Principal Secretary to Government,
School Education Department,
Secretariat, Fort St. George,
Chennai - 600 009.
2. The Director of School Education,
DPI Campus, College Road,
Chennai - 600 006.
3. The Director of Adi Dravidar Welfare,
Chepauk, Chennai - 600 005.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue writ of mandamus to direct the respondents to pass appropriate orders for transfer and posting the petitioner in Tamil Nadu Higher Secondary Education Services in School Education Department as PG Assistant in Government Higher Secondary School based on the selection conducted by the Teacher Recruitment Board as per Notification/Advertisement No.3 of 2012 dated 28.02.2012 without any loss of seniority, in the light of the orders passed by the State Government in similar cases in G.O.Ms.No.7, School Education (HSC) Department, dated 17.01.2002 and orders passed in G.O.Ms.No.147, School Education Department, dated 16.09.2002 with all consequential and other attendant benefits.

For Petitioner :Mr.G.Sankaran
For Respondents :Mr.A.Kumar, Spl.GP

ORDER

By way of filing this writ petition, the petitioner seeks a direction to the respondents to pass appropriate orders for transfer and posting her in School Education Department as PG Assistant in Government Higher Secondary School based on the selection conducted by the Teacher Recruitment Board as per Notification/Advertisement No.3 of 2012 dated 28.02.2012 without any loss of seniority.

2. Mr.A.Kumar, learned Special Government Pleader, takes notice for the respondents.

3. The grievance of the petitioner is that though she was selected for appointment to the post of PG Assistant in Government Higher Secondary Schools in School Education Department, she was allotted to ADW School coming under the department of ADW, which is a separate department government by separate Service Rules. After joining the service on 22.02.2013, she made a representation dated 01.07.2015 through proper channel. However, the same has not been disposed of till date.

4. Therefore, taking note of the pendency of the representation, this Court, without going into the merits of the matter, directs the respondents 2 and 3 to dispose of the representation dated 01.07.2015 of the petitioner on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order. With this direction, the writ petition stands disposed of. No Costs.

rkm

-s/d-

Assistant Registrar (CS-I)

True Copy

Sub-Assistant Registrar

To

1. The Principal Secretary to Government,
School Education Department,
Secretariat, Fort St. George,
Chennai - 600 009.
2. The Director of School Education,
DPI Campus, College Road,
Chennai - 600 006.
3. The Director of Adi Dravidar Welfare,
Chepauk,
Chennai - 600 005.

+ 1 cc to Mr.G.Sankaran, Advocate, SR 8993

+ 1 cc to Government Pleader, High Court, Madras SR 8563

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