



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Civil Appellate Jurisdiction )

Thursday, the Sixth day of October Two Thousand Sixteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.SATHYANARAYANAN  
and  
The Hon`ble Ms.Justice V.M.VELUMANI

CMP(MD) No.9347 of 2016  
IN  
WA(MD) No.1315 of 2016

1 THE STATE OF TAMIL NADU,  
REP BY THE PRINCIPAL SECRETARY,  
DEPARTMENT OF SCHOOL EDUCATION,  
FORT ST.GEORGE,  
CHENNAI-600 009.

2 THE CHAIRMAN,  
TEACHERS RECRUITMENT BOARD,  
4TH FLOOR,  
E.V.K.SAMPATH MALLIGAI,  
D.P.I.COMPLEX, COLLEGE ROAD,  
CHENNAI-600 006.

... PETITIONERS/APPELLANTS

Vs

S.DURGA

... RESPONDENT/RESPONDENT

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to STAY the operation of the order of the Honourable Court made in W.P.(MD)No.16004 of 2012, dated 21.01.2013, pending disposal of the WA(MD)No.1315 of 2016.

Prayer in WP(MD). 16004/ 2012 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Declaration to declare the non selection of the petitioner by the proceeding of the Respondent No.2 dated 05.12.2012 as illegal and null and void and consequently direct the Respondents to appoint the peitioner in the post of B.T. Assistant (Graduate Teachers) Maths with consequential benefits .

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of A.K.BASKARA PANDIAN, SPL.GOV.T.PLEADER, for the



petitioner and Mr.C.VENKATESHKUMAR, Advocate for M/S AJMAL ASSOCIATES for R1, the court made the following order:-

It is represented that the respondent/ Writ Petitioner has already been given appointment.

WEB COPY  
In the light of the above facts and circumstances of the case, this Civil Miscellaneous Petition is closed. However, it is made clear that the said appointment is subject to the result of the Writ appeal and the respondent/Writ petitioner cannot claim equity by virtue of the said accommodation.

sd/-  
06/10/2016

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

1 THE STATE OF TAMIL NADU,  
REP BY THE PRINCIPAL SECRETARY,  
DEPARTMENT OF SCHOOL EDUCATION,  
FORT ST.GEORGE,  
CHENNAI-600 009.

2 THE CHAIRMAN,  
TEACHERS RECRUITMENT BOARD,  
4TH FLOOR,  
E.V.K.SAMPATH MALLIGAI,  
D.P.I.COMPLEX, COLLEGE ROAD,  
CHENNAI-600 006.

JAM/17.10.16/PV/SAR I/ 2p-3c

ORDER  
IN  
CMP (MD) No.9347 of 2016  
IN  
WA (MD) No.1315 of 2016  
Date : 06/10/2016