



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.03.2016

CORAM:

THE HON'BLE MR.JUSTICE S.MANIKUMAR

AND

THE HON'BLE MR.JUSTICE C.T.SELVAM

W.A. (MD) Nos. 499 to 502 of 2016

and

CMP. (MD) Nos. 3527; 3528; 3529; 3530; 3539;
3531 and 3532 of 2016

1. The Agricultural Production Commissioner and
Principal Secretary to Government,
Agricultural (AA-2) Department,
Secretariat, Chennai - 600 009.

2. The Joint Director of Agriculture,
Theni District, Theni. .. Appellants in all the writ appeals

Vs.

1. K.R. Jeyapandian .. Respondent in W.A. (MD) No. 499/2016
2. P. Murugesan .. Respondent in W.A. (MD) No. 500/2016
3. R. Natrayan .. Respondent in W.A. (MD) No. 501/2016
4. M. Rajaram .. Respondent in W.A. (MD) No. 502/2016

COMMON PRAYER: The Writ Appeals are filed under Clause 15 of Letters Patent against the common order of this Court, dated 03.02.2012 in WP (MD) No. 3708/2011 etc. batch.

PRAYERS IN WPs 3708/2011, 3709/2011, 3710/2011 AND 4287/2011:

Writ Petition filed Under Article 226 of the Constitution of India to issue a Writ of Certiorari to call for the records of the first respondent relating to Government Letter No. 651/AA2/2007-22 dated 20.12.2010, 651/AA2/2007-11 dated 20.12.2010, 651/AA2/2007-13 dated 20.12.2010, 651/AA2/2007-20 dated 20.12.2010 respectively and quash the same.

For Appellants : Mr. A.K. Basakarapandian
For Respondents : Mr. S. Visvalingam

C O M M O N J U D G M E N T

(The Judgment of the Court was delivered by S.MANIKUMAR, J.)

Though Mr. A.K. Bhaskarapandian, learned Special Government Pleader has assailed the correctness of the order, made in W.P. (MD) No. 883 of 2011 etc. batch, dated 03.02.2012, this Court is not inclined to accept the same for the reason that the Writ Court has considered the orders passed in similar circumstances, and accordingly, quashed the charge memorandum issued after 10 years from the date of the alleged incident.

2. Reference can also be made to the Judgment of the Hon'ble Division Bench of this Court in **W.A. (MD) No. 403 of 2012 (Agricultural Production Commissioner and Secretary to the Government, Agriculture (AA II) Department, Chennai** and in **W.A. (MD) No. 1135 of 2012 (Special Commissioner and Director of Agriculture, Chepauk, Chennai and the Joint Directors of Agriculture, Madurai and Thanjavur)**, on the same issue, whereby the orders quashing the charge memorandums, issued to others, have been sustained.

3. Following the earlier orders, the instant appeals are dismissed. No costs. Consequently, connected Miscellaneous Petitions are also dismissed.

Sd/-
Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1. The Agricultural Production Commissioner and
Principal Secretary to Government,
Agricultural (AA-2) Department,
Secretariat, Chennai - 600 009.

2. The Joint Director of Agriculture,
Theni District, Theni.

+1 CC to the Special Government Pleader, SR No. 18369

Judgment delivered in
W.A. (MD) Nos. 499 to 502 of 2016 and
CMP. (MD) Nos. 3527; 3528; 3529; 3530; 3539;
3531 and 3532 of 2016
31.03.2016

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SH/AN-MP:22.04.2016:2P/4C