



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.09.2016

WEB COPY

C O R A M

THE HONOURABLE Dr.JUSTICE S.VIMALA

Writ Petition (MD) No.18472 of 2016
and
WMP (MD) No.13312 of 2016

A.CHELLAKANI

.. Petitioner

Vs.

1. THE JOINT COMMISSIONER,
COMMERCIAL TAX DEPARTMENT,
TIRUNELVELI DIVISION, TIRUNELVELI.
2. THE DEPUTY COMMISSIONER,
COMMERCIAL TAX DEPARTMENT, MADURAI DIVISION,
MADURAI.
3. A.NAGARAJAGOPALAN,
RETIRED ASSISTANT COMMERCIAL TAX OFFICER,
OFFICE OF THE COMMERCIAL TAX ENFORCEMENT
WING, PALANI, DINDIGUL DISTRICT.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the Respondents particularly the 1st Respondent to fix the date of promotion of the petitioner as Junior Assistant notionally on par with his junior i.e. the 3rd respondent and re-fix the pay of him also on par with him subsequently.

For petitioner ... Mr.Palani Velayutham

For Respondent ... Mr.R.Karthikeyan
Addl. Government Pleader

O R D E R

This is a writ of mandamus seeking direction to the the Respondents particularly the 1st Respondent to fix the date of promotion of the petitioner as Junior Assistant notionally on par with his junior.



2. Heard the learned counsel for the petitioner and the learned Additional Government Pleader for the respondents.

3. Several representations have been given starting from 06.01.2009. By the communication dated 21.01.2009, the petitioner has been informed that he must approach the Joint Commissioner (Commercial Tax) for fixation of pay on par with his junior. Accordingly, the Joint Commissioner (Commercial Tax) is directed to consider the representation of the petitioner lastly submitted on 20.04.2015 and to pass orders on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

4. The writ petition is disposed of accordingly. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (C.S.I)

/True Copy/

Sub Assistant Registrar

To

1. THE JOINT COMMISSIONER,
COMMERCIAL TAX DEPARTMENT,
TIRUNELVELI DIVISION, TIRUNELVELI.

2. THE DEPUTY COMMISSIONER,
COMMERCIAL TAX DEPARTMENT, MADURAI DIVISION,
MADURAI.

+1 cc to Mr.S.Palani Velayutham, Advocate in SR No.56530

+1 cc to Spl.Govt. Pleader in SR No.56638

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