



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.11.2016

CORAM :

WEB COPY

THE HONOURABLE DR.JUSTICE S.VIMALA

W.P (MD) No.21028 of 2016

V.Chidambaram

... Petitioner

vs.

- 1) The Chief Engineer,
Public Works Department/
Water Resource Organization,
Tallakulam, Madurai Region,
Madurai.
- 2) The Superintending Engineer,
Thamirabarani River Basin Division,
Tirunelveli-2.
- 3) The Executive Engineer,
Public Works Department/
Water Resource Organization,
Nambiyar Basin Sub Division,
Nanguneri, Tirunelveli.

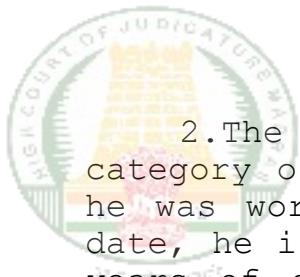
... Respondents

Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, directing the respondents to appoint the petitioner as an office assistant/driver as per his educational qualification and to regularize the petitioner's service from the date of joining in the service 01.10.1999 and to pay all salary benefits along with backwages vide his representation dated 06.09.2016.

For Petitioner : Mr.D.Saravanan
For Respondents : Mr.A.Muthukaruppan
Additional Government Pleader

ORDER

This Writ of Mandamus has been filed to direct the respondents to appoint the petitioner as Office Assistant/Driver as per his educational qualification and to regularise his service from the date of his joining in the service on 01.10.1999 and to pay all salary benefits along with backwages, by considering his representation dated 06.09.2016.



2.The petitioner was initially appointed as driver under the category of Mazdur Grade I on daily wage basis; from 1999 to 2004, he was working only on daily wage basis; from the year 2004 till date, he is working as a Contract Labour; overall, he has put in 15 years of service, but his services have not been regularised and therefore, he sent several representations including the one dated 06.09.2016 to the respondents, to regularise his services and to pay all the service benefits. As the said representation has not been considered, this writ petition has been filed.

3.The 3rd respondent has submitted a recommendation to the 2nd respondent by the proceedings dated 30.06.2009 in which a list of persons who have completed 10 years of service and 5 years of service have been recommended for regularisation and for further action on the part of the 2nd respondent.

4.Therefore, the respondents 1 and 2 are directed to consider the claim of the petitioner in the light of the proceedings dated 30.06.2009 issued by the 3rd respondent within a period of twelve weeks from the date of receipt of a copy of this order.

With the above direction, this Writ Petition is disposed of. No costs.

Sd/-

Assistant Registrar (Crl.side)

/True Copy/

Sub Assistant Registrar

To

- 1)The Chief Engineer,
Public Works Department/
Water Resource Organization,
Tallakulam, Madurai Region,
Madurai.
- 2)The Superintending Engineer,
Thamirabarani River Basin Division,
Tirunelveli-2.
- 3)The Executive Engineer,
Public Works Department/
Water Resource Organization,
Nambiyar Basin Sub Division,
Nanguneri, Tirunelveli.

+ 1 CC TO Mr.D.SARAVANAN, ADVOCATE IN SR No. 65960

+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 66290