



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.11.2016

CORAM:

THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

W.P. (MD) No.3211 of 2013

and

M.P (MD) No.1 of 2013

M.Davamani

... Petitioner

Vs.

1.The Director of Municipal Administration,
Chepauk, Chennai.

2.Government of Tamil Nadu,
Rep. By its Secretary,
Rural Development and Local Administration,
Chennai.

3.The Kodiakannal Municipality,
rep. By its Commissioner,
Dindigul District.

... Respondents

Prayer: Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus to direct the third respondent herein to appoint the petitioner by absorbing in the existing permanent vacancy on a regular time scale of pay as per G.O.Ms.No.21 dated 23.02.2006 with all service benefits.

For Petitioner : Mr.F.Deepak

For Respondents : Mr.K.Guru,
Addl. Govt. Pleader
for R1 & R2
Mr.P.Srinivas for R3

O R D E R

The petitioner seeks for the issuance of a Writ of Mandamus directing the third respondent to appoint the petitioner by absorbing in the existing permanent vacancy on a regular time scale of pay as per G.O.Ms.No.21 dated 23.02.2006 with all service benefits.

2.Heard Mr.F.Deepak, learned counsel for the petitioner as well as Mr.K.Guru, learned Additional Government Pleader appearing for the respondents 1 and 2 and the learned Standing Counsel appearing for the third respondent / Municipality.



3. After some elaborate arguments, the learned counsel appearing for the petitioner would submit that it would suffice if the representation of the petitioner is disposed of, by the second respondent, on merits and in accordance with law, within the time stipulated by this Court.

4. The learned Additional Government Pleader appearing for the respondents 1 and 2 would submit that the representation of the petitioner will be considered in accordance with law.

5. In view of the above, without going into the merits of the claim made by the petitioner in this Writ Petition, the second respondent is directed to pass appropriate orders on the representation of the petitioner, dated 15.12.2011, on merits and in accordance with law within a period of four weeks from the date of receipt of a copy of this order.

6. With the above direction, this Writ Petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CO)

/True copy/

Sub Assistant Registrar

To

1. The Director of Municipal Administration,
Chepauk, Chennai.

2. Government of Tamil Nadu,
Rep. By its Secretary,
Rural Development and Local Administration,
Chennai.

3. The Kodiakannal Municipality,
rep. By its Commissioner,
Dindigul District.

+1 CC to M/s. F. DEEPAK, Advocate, SR No. 71988

+1 CC to M/s. THE SPECIAL GOVERNMENT PLEADER, SR No. 72423.

+1 CC to M/s. P. SRINIVAS, Advocate, SR No. 74810

SKN/VSA

PSM/RL/09.02.17/2P/7C

W.P. (MD) No. 3211 of 2013
and

M.P (MD) No. 1 of 2013
29.11.2016