

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.02.2017

CORAM

THE HONOURABLE MR. JUSTICE M. SATHYANARAYANAN

W.P. No. 4509 of 2017

&

W.M.P. No. 4736 of 2017

1. V. Nagajothi
  2. Smt. G. Radhamani
  3. Thiru T. Selvarasu
  4. Thiru R. Rajaraman
  5. Thiru N. Arumuga Nainar
  6. Smt. V. Ranganayaki
  7. G. Karunakaran
  8. Neelaveni
  9. D. Vijayakumari
  10. K. Elangovan
- ..Petitioners

Vs.

1. The Chief Secretary to Government,  
Public (Special A) Department,  
Secretariat, Chennai -9.
  2. The Public Secretary to Government,  
Public (Special A) Department,  
Secretariat, Chennai - 9.
- ..Respondents

Prayer: Petition under Article 226 of the Constitution of India praying for issue of a Writ of Mandamus directing the respondents to implement G.O.Ms. No. 226 Public (Special A) Department dated 29.02.2016 and issue posting orders as District Revenue Officer, in accordance with the list for the year 2015.

For Petitioners :: Mr.S. Vijayakumar

For Respondents :: Mr.K. Dhananjayan,

Special Government Pleader

O R D E R

By consent, the main writ petition itself is taken up for final disposal.

2. Mr.K. Dhananjayan, learned Special Government Pleader accepts notice on behalf of the respondents.

3. The petitioners, in the affidavit filed in support of the writ petition, would aver, among other things, that they are presently serving as Deputy Collectors in the Revenue Department, Government of Tamil Nadu and are working at various places. According to them, they became eligible for promotion to the post of District Revenue Officer in the year 2015 as they possess the requisite qualification and experience in accordance with the Tamil Nadu Service Rules. The grievance of the petitioners is that though proposals were sent by the respective Collectors and the panel of Deputy Collectors fit for promotion to the post of District Revenue Officer was also drawn and approved by the Government and ultimately, G.O.Ms. NO. 226 Public (Special A) Department dated 29.02.2016 was issued, the petitioners, who have been enlisted in the panel, have not yet been promoted to the post of District Revenue Officer, in spite of availability of vacancies. In this regard, their association as well as the petitioners submitted representations dated 10.01.2017, 08.02.2017 and 15.02.2017 respectively and no action having been taken, they are constrained to approach this Court by way of this writ petition.

4. Mr.S. Vijayakumar, learned counsel for the petitioners would submit that most of the petitioners are aged between 54 and 56 years and in the light of the preparation of panel for promotion to the post of District Revenue Officer and issuance of G.O.Ms. No. 226 Public (Special A) Department dated 29.02.2016 and all the petitioners, having been possessed with requisite qualification, there cannot be any impediment on the part of the respondents to promote the petitioners to the post of District Revenue Officer and prays for appropriate orders.

5. This Court heard the submissions of Mr.K. Dhananjayan, learned Special Government Pleader for the respondents.

6. Though the petitioners have prayed for a larger relief, this Court, in the light of the above facts and circumstances and without going into the merits of the claim projected by them, directs the 2<sup>nd</sup> respondent to consider the representations

of the petitioners dated 10.01.2017, 08.02.2017 and 15.02.2017, on merits and in accordance with law and in the light of G.O.Ms. No. 226 Public (Special A) Department dated 29.02.2016 and pass orders, within a period of four weeks from the date of receipt of a copy of thsi order and communicate the decision taken to the respective petitioners. The writ petition is disposed of accordingly. No costs. Connected W.M.P. is closed.

Sd/-

Asst.Registrar

/true copy/

Sub Asst. Registrar

NV

To

1. The Chief Secretary to Government,  
Public (Special A) Department,  
Secretariat, Chennai -9.
2. The Public Secretary to Government,  
Public (Special A) Department,  
Secretariat, Chennai - 9.

+1cc to Mr.S.Vijayakumar, Advocate sr.11519

+1cc to Government Pleader sr.13012

W.P. No. 4509 of 2017

sr(co)  
ss(28/02/2017)

सत्यमेव जयते

# WEB COPY