

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.12.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.32008 of 2017

D.Gopinath

.. Petitioner

-vs-

1. The Director of Public Health and Preventive  
Medicine, Office of the Director  
of Public Health and Preventive Medicine,  
Chennai - 600 006

2. The Deputy Director (Medical) Leprosy,  
Ponamalle  
Chennai - 600 056

.. Respondents

Petition under Article 226 of the Constitution of India,  
praying for the issuance of a Writ of Certiorarified Mandamus  
calling records from the 1<sup>st</sup> respondent relating to the impugned  
order L.Dis.No.128212/PHC7/A3/2006 dated 07.09.2009 and quash  
the same and direct the 1<sup>st</sup> respondent to offer employment to the  
petitioner on compassionate ground.

For Petitioner :: Ms.D.Asenthamani

For Respondents:: Mr.V.Jayaprakash Narayanan,  
Special Government Pleader

ORDER

The Writ Petition has been preferred challenging the  
impugned order dated 07.09.2009, issued by the 1<sup>st</sup> respondent,  
wherein the request of the petitioner for compassionate  
appointment was rejected holding that the petitioner, instead  
of filing an application within a period of three years from the  
date of death of his father, has made an application for  
compassionate appointment belatedly.

2. Heard the learned counsel on either side and perused the  
documents available on record.

3. The contention of the learned counsel appearing for the  
petitioner is that immediately, after death of Thiru.D.Durai,  
on 22.07.1997, an application has been filed by the petitioner

on 21.09.2001, the same itself shows that it is after three years. However, the order dated 07.09.2009 refusing the request of the petitioner should have been challenged immediately, but, the same has been challenged only now, i.e., after eight long years. Hence, this Court does not find any merit to entertain this Writ Petition. Accordingly, the Writ Petition fails and the same stands dismissed on the ground of laches. No costs.

Sd/-  
Asst.Registrar (CS VI)

/true copy/

Sub Asst. Registrar

ssd

To

1. The Director of Public Health and Preventive  
Medicine, Office of the Director  
of Public Health and Preventive Medicine,  
Chennai - 600 006

2. The Deputy Director (Medical) Leprosy,  
Ponamalle  
Chennai - 600 056

+ 1 cc to Ms.D.Asenthamani Advocate, SR.88077

+ 1 cc to The Govt.Pleader, SR.88558

W.P.No.32008 of 2017

nr 08/01/2018

सत्यमेव जयते

WEB COPY