

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 07.07.2017

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THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

WRIT PETITION No. 13587 of 2017
and
W.M.P.Nos.14738 & 14739 of 2017

N.Anandh

... Petitioner

Vs

1. The Superintendent of Police,
Office of the superintendent of Police,
Nilgiris District.
2. The Additional Superintendent of Police,
Office of the Additional Superintendent of Police,
Nilgiris District.
3. The Deputy Superintendent of Police,
O/o. Deputy Superintendent of Police,
Coonoor Sub Division, Nilgiris District.
4. The Inspector of Police,
Coonoor Town Police Station,
Coonoor, Nilgiris District.

.... Respondents

Prayer : Petition filed under Article 226 of The Constitution of India, to issue a Writ of Certiorari, calling for the records on the file of the 3rd respondent in Ka.No.45/Tu./Kaa.Ka./Ku/U/2017 dated 13.05.2017 and consequent order of the 4th respondent in Na.Ka.No.03/Ku.Ka.Ni/17 dated 19.05.2017 and quash the same.

For Petitioner : Mr.R.Rajiv Gandhi

For Respondents : Mr.K.Dhananjeyam,
Special Government Pleader

ORDER

The order impugned in this writ petition is a memo issued by the respondents dated 13th May 2017 stating that the writ petitioner has caused certain inconveniences to the neighbours in the police quarters.

2. Pursuant to the inputs given by the Intelligence Wing of the Police Department that certain anti-social activities are happening inside the police quarters, the Deputy Superintendent of Police, Coonoor Circle initiated action and passed this impugned order directing the writ petitioner to vacate the police quarters. The order was passed, pursuant to the Intelligence inputs received from the higher officials. The Government accommodation cannot be claimed as a matter of right by the employees. More so, discipline in the police force is paramount and there cannot be any compromise in maintaining high discipline, more specifically, in uniformed services.

3. When the respondents had been provided with certain Intelligence inputs with regard to the happening of anti-social activities in the police quarters, certainly, it causes a concern both to the neighbours residing in the police quarters as well as the public in general.

4. Such being the case, it is necessary to vacate such doubtful person from the police quarters.

5. Therefore, in view of this, this Court does not find any infirmity in the order passed by the respondents directing the writ petitioner to vacate the police quarters. The writ petitioner can never claim the Government accommodation as a matter of right and it is always subject to the availability and the said allotment is to be made in accordance with law and other discipline.

6. In view of this, this Court is not inclined to consider the representation. Accordingly, this writ petition stands dismissed. However, there is no order as to costs. Consequently, connected miscellaneous petitions are also dismissed.

Sd/-

सत्यमेव जयते
Assistant Registrar

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Sub Assistant Registrar

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To

1. The Superintendent of Police,
Office of the superintendent of Police,
Nilgiris District.
2. The Additional Superintendent of Police,
Office of the Additional Superintendent of Police,
Nilgiris District.
3. The Deputy Superintendent of Police,
O/o. Deputy Superintendent of Police,
Coonoor Sub Division, Nilgiris District.
4. The Inspector of Police,
Coonoor Town Police Station,
Coonoor, Nilgiris District.

+1cc to the Government Pleader, S.R.No.47659

W. P. No.13587 of 2017

CS/21/07/17



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