

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.08.2017

CORAM

THE HONOURABLE MR.JUSTICE HULUVADI G.RAMESH
AND

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

W.P.No.13790 of 2017

1. Union of India rep.by
The Chief Post Master General
Tamil Nadu Circle
Anna Salai
Chennai 600 002

2. The Circle Relaxation Committee
rep.by the Chairman
Tamil Nadu
Chennai

3. The Postmaster General
Central Region
Tiruchirappalli



.. Petitioners

-VS-

1. N.Thenmozhi

2. The Central Administrative Tribunal
rep.by its Registrar
Madras Bench
Chennai 600 104

.. Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Certiorari, calling for the records of the second respondent and quash the order dated 22.04.2016 passed in O.A.No.731 of 2016, as the same is unsustainable.

For Petitioners

::

Mr.V.P.Sengottuvel
Senior Central Government
Standing Counsel

For Respondents :: Mr.V.Stalin for Mr.R.Jayaprakash for R1
R2-Tribunal

ORDER

(Order of the Court was delivered by HULUVADI G.RAMESH, J.)

Heard the learned counsel for the parties.

2. It appears that even without allowing the petitioners to file counter, by the impugned order, a positive direction has been issued by the Central Administrative Tribunal. According to the petitioners, they have applied the 2010 Scheme, but, however, the same has not been considered by the Central Administrative Tribunal.

3. In our view, when the petitioners were not allowed to file their counter clarifying the position, it requires re-consideration at the hands of the Central Administrative Tribunal, as the matter relates to compassionate appointment. Accordingly, the matter is hereby remitted back to the Central Administrative Tribunal and we request the Central Administrative Tribunal to dispose of the matter within a period of three months from the date of receipt of a copy of this order, after allowing the petitioners to file their counter as well to raise all other contentions, in accordance with law. The writ petition stands disposed of accordingly. Consequently, W.M.P.No.14984 of 2017 is closed. No costs.

Index : yes/no

(H.G.R.,J.) (G.J.,J.)
07.08.2017

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To

1. The Registrar
Central Administrative Tribunal
Madras Bench
Chennai 600 104
2. The Chief Post Master General
Tamil Nadu Circle
Anna Salai
Chennai 600 002
3. The Chairman
Circle Relaxation Committee
Tamil Nadu
Chennai
4. The Postmaster General
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HULUVADI G.RAMESH, J.
AND
G.JAYACHANDRAN, J.

SS



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