

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :14.09.2017

CORAM

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

W.P.No.24670 of 2017

Dr.C.Godwin Sam

..Petitioner

Vs

The Director of Collegiate Education
College Road
Chennai 600 006.

.. Respondent

PRAYER : Petition filed Under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondent herein to approve the petitioner's appointment as Assistant Professor in History in the Nesamony Memorial Christian College, Marthandam, in the sanctioned retirement vacancy of Dr.T.S.Emmanuel with effect from 15.06.2017 in the light of approval given by the respondent to the similarly placed persons Dr.G.Sudhana, whose service was approved by the respondent in W.P.No.32305 of 2016 dated 16.09.2016 in Na.Ka.No.712/F4/2017 dated 27.02.2017 and Dr.Sukumaran in W.P.No.11512 of 2012 dated 11.06.2012 reported in (2012) 5 MLJ 670, with monetary and all other attendant and service benefits based on the representation dated 30.06.2017 given by the petitioner.

For Petitioner : Mrs.A.V.Bharathi for
: Mr.E.Martin Jayakumar
For Respondent : Mr.C.C.RangaRajan
Government Advocate

O R D E R

The relief sought for in this writ petition though large in nature. The learned counsel appearing for the writ petitioner restricted the prayer by stating that it is suffice, if the representation submitted by the writ petitioner on 30.06.2017, is disposed of in accordance with law.

2. The learned counsel appearing for the writ petitioner states that the writ petitioner was appointed in a sanctioned post, on account of the retirement of one Dr.T.S.Emmanuel and

there was no irregularity in the appointment of the writ petitioner. Accordingly, the proposal was submitted for approval of the appointment of the writ petitioner and the same is yet to be considered in this regard. The writ petitioner has submitted a representation on 30.06.2017. Further, the learned counsel submitted that similar cases that of the writ petitioner was already considered and favourable orders were passed in respect of the petitioner in this writ petition.

3. In this view of the matter, and without going into the merits of the cases, the respondent is directed to consider the representation submitted by the writ petitioner on 30.06.2017 and pass orders on merits in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order. The writ petitioner is directed to send the copy of the representation along with all the documents with the order passed in this writ petition.

4. Accordingly, the writ petition stands disposed of. However, there shall be no order as to costs.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

dna

To

The Director of Collegiate Education
College Road
Chennai 600 006.

+1cc to the Government Pleader Sr. 67558
+1cc to Mr.E.Martin Jayakumar, Sr. 67874

W.P.No.24670 of 2017

MN(CO)
VR(26/10/2017)