

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.09.2017

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.25200 of 2017

Dr.S.A.Shamsudeen Ibrahim

... Petitioner

Vs.

The Director of Collegiate Education,
College Road,
Chennai - 600 006.

... Respondent

Prayer: Writ Petition is filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the respondent herein to approve and regularize the petitioner's appointment as Assistant Professor in Commerce in Dr.Zakir Husain College, Ilanyangudi, in the sanctioned retirement vacancy of Dr.A.Shafinullah Khan with effect from 28.06.2017 in the light of approval given by the respondent to the similarly placed persons like Dr.S.Nasar & 2 others in W.P.Nos.35311 & 35313 of 2016 dated 05.10.2016 in Mu.Mu.No.5694/G2/2017 dated 31.03.2017 and Dr.Sukumaran in W.P.No.11512 of 2012 dated 11.06.2012 with monetary and all other attendant and service benefits based on the representation given by the petitioner dated 14.07.2017.

For Petitioner : Mrs.A.V.Bharathi for
Mr.E.Martin Jayakumar

For Respondent : Mr.K.Dhananjayan
Special Government Pleader

O R D E R

Heard Mrs.A.V.Bharathi, learned counsel appearing for the petitioner and Mr.K.Dhananjayan, learned Special Government Pleader appearing for the respondent.

2. 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 14.07.2017, is disposed of in accordance with law.

3. 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.A.Shafinullah Khan 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 14.07.2017. 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.

4. In this view of the matter, and without going into the merits of the cases, the petitioner is directed to submit a copy of the representation dated 14.07.2017 along with all the documents and the copy of the order passed today in this writ petition. On receipt of the same, the respondent is directed to consider the representation submitted by the writ petitioner on 14.07.2017 and pass appropriate orders, on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

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

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

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To

The Director of Collegiate Education,
College Road,
Chennai - 600 006.

+1cc to Mr.E.Martin Jayakumar, Advocate, S.R.No.70174
+1cc to the Government Pleader, S.R.No.69921

W.P.No.25200 of 2017

CS/10/10/17