

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.06.2017

CORAM:

THE HON'BLE MR.JUSTICE K.K.SASIDHARAN

AND

THE HON'BLE MR.JUSTICE M.V.MURALIDARAN

W.P No.15291 of 2017

1. The Board of Trustees of  
Chennai Port Trust represented  
by its Chairman,  
Rajaji Salai, Chennai.

2. The Secretary,  
Chennai Port Trust,  
Rajaji Salai, Chennai-1. ....Petitioners

Vs

1. The State Level Scrutiny Vigilance Committee/  
Principal Secretary to Government,  
Adi Dravida and Tribal Welfare Department,  
Fort St.George, Chennai 600 009.

2. T.Soundararajan ....Respondents

Prayer:-Writ Petition filed under article 226 of the  
Constitution of India to issue a Writ of Mandamus direct the  
first respondent/State Level Scrutiny Committee herein, to  
complete the enquiry within the time stipulated by this Court  
with regard to the status of the second respondent herein based  
upon the representations of the petitioner dated 01.12.2016 and  
07.02.2017.

For Petitioners : Mr.R.Karthikeyan

For Respondents : Mr.K.Dhananjayan

Special Government Pleader [for R1]

सत्यमेव जयते  
O R D E R

K.K. SASIDHARAN, J.

The second respondent secured appointment in Chennai Port Trust, on the strength of the Community Certificate issued to him indicating that he belongs to Konda Reddy Community, which is notified as a Schedule Tribe. There were proceedings against the second respondent, resulting in withholding his terminal benefits. The second respondent challenged the order withholding his terminal benefits before this Court in W.P. No.12131/2014. This Court, having found that the claim made by the second respondent with regard to his community status was pending before the State Level Scrutiny Committee, negatived the

claim with regard to payment of terminal benefits and directed the State Level Scrutiny Committee to dispose of the matter. The second respondent retired from service on attaining the age of superannuation. It is the grievance of the petitioners that notwithstanding the direction given by this Court earlier, follow up action was not taken by the State Level Scrutiny Committee, for disposal of the proceedings regarding the community status of the second respondent. The petitioners are, therefore, before this Court.

2. We have heard the learned counsel for the petitioners. We have also heard the learned Special Government Pleader on behalf of the first respondent. Since the earlier proceedings were initiated by the second respondent and the matter is now pending before the State Level Scrutiny Committee, we dispense with the notice to the second respondent.

3. The documents available on record clearly indicate that direction was given by this Court in W.P. No.12131 of 2014 to the State Level Scrutiny Committee to dispose of the proceedings. Even today, the proceedings are pending before the State Level Scrutiny Committee.

4. We direct the first respondent to conclude the proceedings initiated with respect to the community claim made by the second respondent as expeditiously as possible and in any case, within a period of four weeks from the date of receipt of a copy of this order. It is needless to point out that reasonable opportunity should be given to the second respondent also before final orders are passed by the first respondent.

5. The writ petition is disposed of with the above direction. No costs.

Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

gms/msvm

To

The State Level Scrutiny Vigilance Committee/  
Principal Secretary to Government,  
Adi Dravida and Tribal Welfare Department,  
Fort St.George, Chennai 600 009.

+1 cc to the Government Pleader sr 43467  
+1 cc to Mr.R.Karthikeyan Advocate sr 42948

W.P No. 15291 of 2017

pa(co)  
aa06/07/2017



WEB COPY