

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.10.2017

CORAM:

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

W.P.No.2786 of 2012

Patchamuthu

... Petitioner

vs.

1) The District Collector,
Mettuplayam,
Cuddalore.

2) The Block Development Officer,
Cuddalore.

3) The President,
Lakkur Village Panchayat,
Thittakudi Taluk,
Cuddalore District

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the respondents herein to reinstate the petitioner as scavenger in the 3rd Respondent Panchayat with all attendant benefits from the date of his appointment.

For Petitioner : M/s A.L.Ganthimathi

For RR1 &2 : Mr.K.Thangapandi

For R3 : No appearance

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O R D E R

The relief sought for in this writ petition is for a direction to be issued to the respondents herein to reinstate the petitioner as scavenger in the 3rd respondent Panchayat with all attendant benefits from the date of his appointment.

2. The learned counsel for the writ petitioner states that the writ petitioner was appointed as Scavenger in the 3rd respondent Panchayat on 01.09.1997 and his initial appointment

was on consolidated pay. The writ petitioner was suffering from certain ailments and on account of treatment, he was not in a position to attend to his duty. However, after discharge from the hospital, the writ petitioner has approached the third respondent for joining duty. The third respondent refused to permit the petitioner in joining duty. In this regard, the writ petitioner has submitted a representation on 14.02.2011 and the same is yet to be considered.

3. Thus, without going into the merits of the case, the second respondent is directed to consider the representation submitted by the petitioner dated 14.02.2011 and pass orders on merits and in accordance with law within a period of eight (08) weeks from the date of receipt of copy of this order.

4. The writ petitioner is directed to enclose a copy of his representation alongwith the order passed in this writ petition. Accordingly, the Writ Petition stands disposed of. However, there shall be no order as to costs.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

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To:

- 1) The District Collector,
Mettuplayam,
Cuddalore.
- 2) The Block Development Officer,
Cuddalore.
- 3) The President,
Lakkur Village Panchayat,
Thittakudi Taluk,
Cuddalore District

+1 cc to M/s.Ganthimathi Advocate sr 74069

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mg(co)
aa24/11/2017