



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.09.2017

CORAM :

WEB COPY

**THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
AND
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

W.A.(MD)No.1197 of 2017

and

W.M.P(MD)No.8359 of 2017

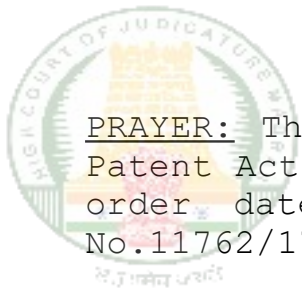
- 1.Deepa
- 2.P.Vijayakumar
- 3.K.Menaka
- 4.G.Kadher Hussain
- 5.S.Jegatheesan
- 6.A.Baskaran
- 7.T.K.Sureshkumar
- 8.M.Sampathraja
- 9.D.Prakash
- 10.N.Thirumal Murugan
- 11.K.Harikumar
- 12.M.Sivakumar
- 13.S.Sathish
- 14.P.Saravanan
- 15.G.Balaji
- 16.A.Panneerselvam
- 17.G.Thilagavathy
- 18.D.Nalini
- 19.R.Suganya
- 20.K.Perumal
- 21.R.Gopinath
- 22.L.Mathisoothanan
- 23.E.Dhatchyani Sangeetha
- 24.G.Karuppanan

... Appellants

Vs.

- 1.T.Draavidaselvi
- 2.The State of Tamil Nadu
rep. By its Secretary to Government,
Commercial Taxes Department, Chennai - 600 009.
- 3.The Additional Chief Secretary/Commissioner
of Commercial Taxes,
Commercial Taxes Department,
Chennai - 600 005.

... Respondents



PRAYER: This Writ Appeal is filed under Clause 15 of the letters Patent Act to set aside the order passed by the learned Judge vide order dated 9/8/2017 and confirmed on 22/8/2017, in WMP(MD) No.11762/17 in WP(MD)No.14923/17.

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Prayer in WMP(MD). 11762/ 2017 :

This Miscellaneous Petition is filed praying to grant an Ad-Interim Stay of all further proceedings of the impugned panel list of Commercial Tax officers for the year 2015 passed by the 2nd respondent in his proceedings NO.P1/21111/2015-I dated 01.08.2017 and the consequential promotion and allotment order issued by the 2nd respondent in his proceedings in Proc. No. P1/21111/2015-II dated 01.08.2017 pending disposal of the above WP and thus render justice.

Prayer in WP(MD)No.14923/2017:-

Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned panel list of Commercial Tax Officers for year 2015 passed by the second respondent in his proceedings No.P1/21111/2015-I, dated 01.08.2017 and the consequential promotion and allotment order issued by the second respondent in his proceedings in Proc.No.P1/21111/2015-II, dated 01.08.2017 and quash the same as illegal insofar as respondents 3 to 26 [Serial Nos.75 to 98] are concerned and consequently, to direct the second respondent to include the name of the petitioner as per the seniority list published by the second respondent in his proceedings in Proc.No.P2/319/2011, dated 19.07.2012, within a time frame that may be fixed by this Court.

For Appellant : Mr.V.Prakash, senior counsel for
Mr.K.Krishnamoorthy

For Respondents : Mr.M.Ajmal Khan, senior counsel
for R1
Mr.R.Karthikeyan, AGP for RR2 & 3

JUDGMENT

[Judgment of the Court was delivered by K.K.SASIDHARAN, J.]

The intra Court appeal is dismissed as infructuous on account of the dismissal of the writ petition in W.P.(MD) No.14923 of 2017. No costs. Consequently, connected miscellaneous petition is also dismissed.

Sd/-
Assistant Registrar(RTI)



1.The Secretary to Government,
Commercial Taxes Department,
Chennai - 600 009.

2.The Additional Chief Secretary/Commissioner
of Commercial Taxes,
Commercial Taxes Department,
Chepauk,
Chennai - 600 005.

+One cc to Mr.K.Krishnamoorthy, Advocate, SR.No.77108

+One cc to M/s.Ajmal Associates, Advocate, SR.No.79135

+One cc to The Special Government Pleader, SR.No.79297

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RL/6C/3P/KK/SAR1/2/11/2017

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