



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 30.08.2017

CORAM :

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

AND

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.A(MD)No.1191 of 2016

K.Umadevi

... Appellant

Vs.

1. The State of Tamil Nadu,
Rep.by its Principal Secretary,
Department of Public Health and
Family Welfare,
Fort.St.George, Chennai-620 009.

2. The Director,
O/o.The Director,
Department of Public Health and
Preventive Medicine,
DMS Campus, Thenampet,
Chennai.

... Respondents

Prayer : This Writ Appeal is filed under Clause 15 of Letters Patent, praying to set aside the order dated 01.03.2016 in WP(MD) No.4150 of 2016.

Prayer in WP(MD).No. 4150/ 2016 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified mandamus, calling for the records pertaining to the impugned order in Na.ka.No.93368/Pa.Tho.4/2015/ERU3 dated 02.02.2016 on the file of the Respondent No.2 and quash the same as illegal and consequently direct the respondent 2 and appoint the petitioner for the post of Junior Assistant or any other post on compassionate ground.

For Appellant : Mr.T.Lajapathi Roy
For Respondents : Mr.M.Govindan,
Spl.Govt.Pleader

J U D G M E N T

(Judgment of the Court was delivered by G.R.SWAMINATHAN, J.)

This writ appeal is directed against the order dated 01.03.2016 made in WP(MD)No.4150 of 2016 filed by the appellant herein.



2.The appellant seeks appointment on compassionate grounds. Both her parents were government servants. The appellant's father died on 13.11.1996. The mother of the appellant died on 16.06.2007. But the appellant had got married in the year 2006 itself. She submitted an application for compassionate appointment only on 05.10.2015. Since it was given belatedly, the appellant's request was rejected. The learned Judge sustained the said rejection order dated 02.12.2016.

3.Since even prior to the demise of the mother, the appellant got married, it cannot be said that the appellant was depending on the mother. Besides, the application was not submitted within time.

4.We see no reason to interfere with the order passed by the learned Single Judge. There is no merit in this writ appeal. It stands dismissed. No costs.

Sd/-

Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

1. The Principal Secretary,
Department of Public Health and
Family Welfare,
Fort.St.George, Chennai-620 009.
2. The Director,
O/o.The Director,
Department of Public Health and
Preventive Medicine,
DMS Campus, Thenampet,
Chennai.

+1cc to The Special Government Pleader in SR.No.76067

Skm/Arul

VB/JC/SAR1/07/11/2017/2P/4C

W.A(MD)No.1191 of 2016
30.08.2017