



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.08.2017

CORAM :

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.(MD)No.14364 of 2017

and

W.M.P.(MD)No.11256 of 2017

C.Subash Chandra Bose

... Petitioner

Vs.

1.The Chairman,

Tamil Nadu Uniformed Services Recruitment Board,
Egmore, Chennai - 600 008.

2.The Chairman / Member,

Sub Committee,

The Tamil Nadu Uniformed Services Recruitment Board,
Egmore, Chennai - 600 008.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorarified Mandamus, to call for the records on the file of the second respondent in pursuant to the impugned order passed by him in his Proceedings Rc.No.R2/150/2017 dated 28.07.2017 and quash the same as illegal and arbitrary and consequently direct the respondents to conduct physical measurement test (Chest) to the petitioner afresh by a qualified Physical Director for appointment to the post of Grade II Police Constable for the year 2017 within the time limit that may be stipulated by this Court.

For Petitioner : Mr.G.Thalaimutharasu

For Respondents : Mr.B.Pugazhendhi

Additional Advocate General

Assisted by Mr.A.K.Baskara Pandian,
Special Government Pleader.

O R D E R

By consent of both sides, this writ petition itself is taken up for final disposal.

2.The petitioner, having passed S.S.L.C, applied for the post of Grade - II Police Constables / Grade-II Jail Warders / Fireman - 2017, when applications were called for by the respondent Police Department. Consequently, after passing the written examination, the petitioner was called for the Physical Endurance Test.



3. Now, the grievance of the petitioner appears to be that the respondents have not measured the chest of the petitioner properly. As a result, he has been found disqualified.

4. In view thereof, when the matter was earlier listed before this Court, this Court directed the respondents to produce the video recordings taken at the time of measurement.

5. As per the said direction, the learned Additional Advocate General appearing for the respondent Police Department produced the video recordings and the same was played before me in the presence of the learned counsel on either side and also the petitioner.

6. A perusal of the same would go to show that no doubt, while recording digitally, the chest of the petitioner was found to be 91.9 c.m., and after expansion it is found to be 94.5 c.m., instead of 96.9 c.m., which is less than that of the actual level for being qualified. Hence, the petitioner is rightly found disqualified by the respondent Police Department.

7. The Writ Petition is dismissed accordingly. No costs. Consequently, the connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar (CS-III)

/True Copy/

Sub-Assistant Registrar

+One cc to The Special Government Pleader, SR.No.72381

MR
RL/KP/SAR1/2C/2P/23/8/2017

W.P. (MD) No.14364 of 2017