



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.08.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P (MD) No.16124 of 2017

and

W.M.P. (MD) Nos.12799 and 12800 of 2017

Muthuraj

... Petitioner

Vs.

1. The Member Secretary,
Tamil Nadu Uniformed Services Recruitment Board,
Pantheon Road,
Egmore, Chennai - 8.
2. The Deputy Inspector General of Police,
Tirunelveli Range,
Tirunelveli,
Tirunelveli District.
3. The Superintendent of Police,
District Police Office,
Tirunelveli,
Tirunelveli District.

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, praying for issuance of a Writ of Certiorari, to call for the records relating to the impugned order passed by the first respondent in R.C.No.A2/150/2017 dated 28.07.2017 and quash the same.

For Petitioner : Mr.V.Sankaranarayanan

For Respondents : Mr.Mr.B.Pugazhendhi
Additional Advocate General
Assisted by Mr.A.K.Baskara Pandian,
Special Government Pleader.

O R D E R

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



Grade II Jail Warders and Firemen conducted by the Tamil Nadu Uniformed Services Recruitment Board, Chennai, claims to be a District player in the Hockey and has also obtained certificate issued by the Manonmaniam Sundaranar University on 29.09.2011.

3. On completion of the written examination, the petitioner was directed to appear for physical efficiency test on 28.07.2017 at about 6.00 a.m., at St. Xavier College ground, Near Krishna Hospital, Palayamkottai. Accordingly, after passing through various tests, he participated in 1,500 meters running event. Each batch consisting of 15 candidates took part in the 1,500 meters running event. It is also stated that as per the prevailing practice a referee would whistle at the starting lane and another referee would monitor the candidates in the finishing lane. In his batch of 15 candidates, the referee monitoring the candidates had acted with malafide and bias. The reason is that though, the petitioner had completed 1,500 meters running event within 7 minutes time, he was found disqualified on 28.07.2017 for the reasons not known to him. Therefore, the petitioner is before this Court with the present writ petition.

4. It is an admitted fact that the petitioner took part in the 1,500 meters running event on 28.07.2017 and on the very same day, he was found disqualified by the respondent department. While so, it is not known as to why the petitioner has not approached the Court immediately.

5. When the similar candidates who were issued with similar disqualification slips approached this Court well in time, this Court considered their cases and gave directions to the respondents to re-consider all doubtful cases by giving them chances of re-measurement of height, chest, long jump, shot put, rope climbing, 100 meters, 400 meters and 1500 meters running event and the said process is going to be over shortly. While so, the petitioner cannot approach this Court belatedly. The reason is that giving time to issue notice to the respondents and taking their response will delay the completion of the recruitment process as ordered by the Hon'ble Apex Court in **Writ Petition (Civil) No.183 of 2013 (Manish Kumar Vs. Union of India and others) dated 24.04.2017**. Therefore, this Court is unable to entertain this writ petition.

6. The writ petition stands dismissed accordingly. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(AE)

/True Copy/



To

1. The Member Secretary,
Tamil Nadu Uniformed Services Recruitment Board,
Pantheon Road,
Egmore, Chennai - 8.

2. The Deputy Inspector General of Police,
Tirunelveli Range,
Tirunelveli, Tirunelveli District.

3. The Superintendent of Police,
District Police Office,
Tirunelveli, Tirunelveli District.

+ 1 cc TO Mr.V.Sankaranarayanan , Advocate in SR No. 75276
+1cc to The Special Government Pleader in Sr.No.75039

Mrn/MR

AE/KP/SAR3/09.10.2017/3P/6C

W.P. (MD) No.16124 of 2017
28.08.2017