



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.03.2017

WEB COPY

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THE HONOURABLE MR.JUSTICE S.S.SUNDAR

W.P. (MD) .No.5185 of 2017

D.Issac Mani

.. Petitioner

Vs.

1. The District Elementary Education Officer,
Tirunelveli District.

2. The Assistant Elementary Educational Officer,
Manur @ Tirunelveli, Tirunelveli District.

3. The Correspondent,
TDTA Middle School,
North Vagaikulam,
Tirunelveli District.

.. Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 and 2 to approve the appointment of the petitioner as B.T. Assistant with effect from 16.09.2010 with all monetary benefits by considering the proposal submitted by the third respondent, dated 20.04.2013.

For Petitioner : Mr. V.Panneer Selvam

For Respondents : Mr.N.S.Karthikeyan
Additional Government Pleader

O R D E R

This Writ petition has been filed by the petitioner for issuance of a Writ of Mandamus, directing the respondents 1 and 2 to approve the appointment of the petitioner as B.T. Assistant with effect from 16.09.2010 with all monetary benefits by considering the proposal submitted by the third respondent, dated 20.04.2013.

2. Heard the learned counsel appearing for the petitioner and the learned Additional Government Pleader appearing for the respondents.



3. Mr.N.S.Karthikeyan, learned Additional Government Pleader, takes notice for the respondents. By consent, the Writ petition itself is taken up for final disposal.

4. Though the Writ petition is for issuing a positive direction, the learned counsel for the petitioner submit that the petitioner will be satisfied if a direction is issued to the respondents 1 and 2 to consider the proposal submitted by the third respondent for approval of appointment of the petitioner, dated 20.04.2013.

5. Considering the limited scope of the request of the learned counsel for the Writ petitioner, without expressing any opinion on the merits of the matter, this Court is inclined to issue the following direction:-

"The respondents 1 and 2 are directed to consider the proposal submitted by the third respondent for approval of appointment of the petitioner, dated 20.04.2013, and pass appropriate orders on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order."

6. Accordingly, the Writ petition is disposed of. No costs.
Sd/-
Assistant Registrar(CS-I)

/True Copy/

Sub Assistant Registrar

To

1. The District Elementary Education Officer,
Tirunelveli District.
2. The Assistant Elementary Educational Officer,
Manur @ Tirunelveli, Tirunelveli District.
3. The Correspondent, TDTA Middle School,
North Vagaikulam, Tirunelveli District.

+1cc to Spl.Government Pleader Sr.No.18182
+1cc to Mr.V.Panneer Selvam, Advocate Sr.No.17972
PMU
VB/KP/SAR4/11.04.2017/2P/6C