



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.04.2017

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

W.P. (MD) .No.8095 of 2017 and
W.M.P. (MD) .No.6225 of 2017

K.Senthil kumar

...Petitioner

Vs.

1.State of Tamil Nadu,
Rep.by its Secretary to Government,
Municipal Administration &
Water Supply Department,
Fort St.George, Chennai-9.

2.Department of Municipal Administration,
Rep. By its Commissioner,
Ezhilagam, Chepauk,
Chennai - 5.

3.Department of Municipal Administration,
Rep. By its Regional Director,
Tirunelveli Region,
Thiruvananthapuram Road,
Palayamkottai, Tirunelveli - 2.

4.Kayalpattinam Municipality,
Rep. By its Commissioner,
Kayalpattinam,
Tuticorin District.

...Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus to direct the respondents to appoint the petitioner in the existing vacancy to the post of Town Planning Inspector in the light of the proposals sent by the 3rd Respondent in his proceedings in Na.Ka.No.4700/2012/A.1 dated 30.01.2013 to the 2nd respondent and in the light of the further representations dated 15.07.2016, 27.09.2016 and 31.01.2017.

For Petitioner : Mr.V.VijayShankar

For Respondent : Mr.J.Gunaseelan Muthiah
Government Advocate

O R D E R

This Writ petition has been filed by the petitioner, to direct the respondents to appoint the petitioner in the existing vacancy to the post of Town Planning Inspector in the light of the proposals sent by the 3rd Respondent in his proceedings in Na.Ka.No.4700/2012/A.1 dated 30.01.2013 to the 2nd respondent and in the light of the further representations dated 15.07.2016, 27.09.2016 and 31.01.2017.

2. Heard the learned Counsel appearing for the petitioner and the learned Government Advocate appearing for the respondents.

3. Mr.J.Gunaseelan Muthiah, learned Government Advocate 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 submits that the petitioner will be satisfied if a direction is issued to the respondents to consider the representation of the petitioner, dated 15.07.2016, 27.09.2016 and 31.01.2017.

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 respondent is directed to consider the representations of the petitioner, dated 15.07.2016, 27.09.2016 and 31.01.2017, and pass appropriate orders on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order."

6. Accordingly, the Writ petition is disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar(Co)

/True copy/

Sub Assistant Registrar



To

1.The Secretary to Government,
The State of Tamil Nadu,
Municipal Administration &
Water Supply Department,
Fort St.George, Chennai-9.

2.The Commissioner,
Department of Municipal Administration,
Ezhilagam, Chepauk,
Chennai - 5.

3.The Regional Director,
Department of Municipal Administration,
Tirunelveli Region,
Thiruvananthapuram Road,
Palayamkottai, Tirunelveli - 2.

4.The Commissioner,
Kayalpattinam Municipality,
Kayalpattinam,
Tuticorin District.

+1 cc to Mr.V.Vijay Shankar , Advocate in SR.No. 54524
+1 cc to Special Government Pleader in SR.No.55212

TA/SM

AE/KP/SAR3/05.06.2017/3P/7C

ORDER MADE IN
W.P. (MD) .No.8095 of 2017 and
W.M.P. (MD) .No.6225 of 2017
27.04.2017