

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 03.08.2018

Coram

The Hon'ble Mr.Justice SATRUGHANA PUJAHARI

W.P.No.20018 of 2018

V.Manoharan

...Petitioner

Vs.

1. Government of Tamil Nadu,
represented by Principal Secretary to Government,
Municipal Admin & Water Supply Department,
Secretariat, Chennai 600 009
 2. The Commissioner of Municipal Administration,
Chepauk, Chennai 600 005
- ...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of Writ of Certiorarified Mandamus to call for records of the first respondent relating to GO (D) No.502, Municipal Administration & Water Supply Department (ME4) dated 27.12.2017 to quash the same and to issue consequential directions to the respondents to continue the petitioner to be under suspension with the entitlement to subsistence allowance till the disposal of the Criminal Appeal CA No.53/2015 pending on the file of this Court.

For Petitioner : Mr.M.Ravi

For Respondents : Mrs.R.Janaki,
Additional Government Pleader

O R D E R

Mrs.R.Janaki, learned Additional Government Pleader accepts notice on behalf of the respondents.

2. The grievance of the petitioner in this writ petition is that the first respondent has passed an order in G.O.(D) No.502 Municipal Administration and Water Supply (ME4) Department dated 27.12.2017 imposing the penalty of "Dismissal from service" on him. Though the petitioner has preferred a review on 23.03.2018 before the first respondent but the same is pending without any relief of subsistence allowance also hence, the petitioner came to file this writ petition seeking a direction to the first

respondent to dispose of the revision petition within a stipulated time.

3. Considering the nature of relief sought for no useful purpose is going to be served by keeping the writ petition pending seeking reply affidavit of the respondents. The learned counsel for the respondents also submits that the revision petition filed by the petitioner shall be considered and disposed of by the first respondent in accordance with law within a reasonable period, if the same is pending.

4. Considering the aforesaid facts and also submissions made, this Court disposes of this writ petition with the direction to the first respondent to dispose of the revision petition filed by the petitioner in accordance with law, within a period of six weeks from the date of receipt of a copy of this Order. But, it is made clear that this Court has not expressed any opinion on the merit of such revision petition. However, in the circumstances there shall be no order as to costs.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To

1. The Principal Secretary to Government,
Government of Tamil Nadu,
Municipal Admin & Water Supply Department,
Secretariat, Chennai 600 009.

2. The Commissioner of Municipal Administration,
Chepauk, Chennai 600 005.

+1cc to Mr.M.Ravi, Advocate Sr.53747
+1cc to the Government Pleader Sr.54111

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