

IN THE HIGH COURT OF JUDICATURE AT MADRAS  
DATED :11.06.2018  
CORAM  
THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM  
W.P.No.10032 of 2018

M.Thanigai Malai

..Petitioner

vs

1.The Secretary to Government,  
Electricity Department,  
Fort St. George, Chennai - 600 009.

2.The Chairman,  
Tamil Nadu Electricity Board,  
Anna Salai, Chennai 600 002.

3.The Superintending Engineer ( O&M)  
Tamil Nadu Electricity Board,  
Kancheepuram Electricity Distribution Circle,  
Kancheepuram. .. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to direct the respondents herein to dispose of the petitioner's representation dated 19.02.2018 with regard to the confirmation of the petitioners post in the Electricity Department.

For Petitioner : Mr.R.Ramesh  
For Respondents : Mr.Anand Gopalan  
for M/s.T.S.Gopalan & Co

O R D E R

The relief sought for in this writ petition is for a direction to direct the respondents to dispose of the petitioner's representation dated 19.02.2018 with regard to the confirmation of the petitioner's post in the Electricity Department.

2. The learned counsel appearing on behalf of the writ petitioner states that the writ petitioner was employed in the respondent Board with effect from 05.04.1995 onwards and till 30.03.1999. Since the petitioner is employed in the Electricity Board, he is unable to avail the benefit of permanent status.

3. However, such a contention is disputed by the respondents. The learned counsel appearing on behalf of the respondents states that if the petitioner is otherwise qualified

in accordance with the scheme of absorption, then his case will be considered in accordance with the rules and on par with other employees.

4. In view of the contentions raised on behalf of both parties, this Court is of an opinion that it is suffice if a direction is issued to consider the representation submitted by the writ petitioner. It is needless to mention that the respondents are bound to verify the services records of the writ petitioner and consider the case in accordance with the rules in force.

5. Accordingly, the third respondent is directed to consider the representation submitted by the writ petitioner on 19.02.2018 and pass orders on merits and in accordance with law within a period of twelve weeks from the date of receipt of a copy of this Order.

6. Accordingly, the writ petition stands disposed of. However, there shall be no order as to costs.

Sd/-

Assistant Registrar (CS IX)

//True Copy//

Sub Assistant Registrar

To

1.The Secretary to Government,  
Electricity Department,  
Fort St. George, Chennai - 600 009.

2.The Chairman,  
Tamil Nadu Electricity Board,  
Anna Salai, Chennai 600 002.

3.The Superintending Engineer ( O&M)  
Tamil Nadu Electricity Board,  
Kancheepuram Electricity Distribution Circle,  
Kancheepuram.

+1cc to Mr.R.Ramesh, Advocate SR.No.36077

+1cc to Mr.T.S.Gopalan & Co., Advocate Sr.No.36312

VGII (CO)

sm:22.6.2018

W.P.No.10032 of 2018