

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.12.2018

CORAM :

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.23600 of 2005

S.Balasubramanian

... Petitioner

vs.

1. The Director General of Police,
Kamaraj Salai, Chennai.
2. The Chairman,
Uniform Service Recruitment Board,
No.807, 2nd floor,
Anna Salai,
Chennai - 2.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, for issuance of a writ of Certiorarified Mandamus calling for the records relating to the proceedings of the first respondent in Na.Ka.No.080992/appointment 3/2003 dated 02.02.2004 and quash the same consequently direct the 2nd respondent to call petitioner to selection process and appoint to the post second grade constable in accordance with merit.

For Petitioner : Mr.R.Shivakumar

For Respondents: Mr.G.B.Rajesh, for R1 & R2
Government Advocate

O R D E R

The order of rejection dated 02.02.2004 issued by the respondents rejecting the claim of the writ petitioner for selection to the post of Constable Grade-II in Tamil Nadu Police Service is under challenge in the present writ petition.

2.The petitioner applied for recruitment to the post of Police Constable Grade-II, in Tamil Nadu Police Service. The writ petitioner had participated in the process of selection and passed in the written examination, thereafter he appeared for physical verification test and for endurance test. The respondent issued an order rejecting the selection of the writ

petitioner on the ground that he suppressed the registration of a criminal case in Crime No.13/2003 before the Panavadali Chathiram Police Station at Tirunelveli District. In the above criminal case, the charge against the writ petitioner was proved and he paid a fine amount of Rs.250/- on 28.01.2003.

3. This Court is of an opinion that, suppression of the registration of the criminal case or disposal of the criminal case is also a ground to reject the selection. The selection is for the post of Police Constable which is a Uniformed Services. Thus, the suppression of material facts in the application is a vital factor for rejection of application itself.

4. This apart, even on the time of the filing of writ petition, the writ petitioner was aged about 27 years and now he would about 40 years, for all these reasons, the writ petitioner is not eligible to seek recruitment to the post of Police Constable Grade-II. This apart, there is no infirmity as such in respect of the order impugned passed in the present writ petition.

5. Accordingly, the writ petition stands dismissed. No Costs.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

Pkn

To

1. The Director General of Police,
Kamaraj Salai, Chennai.

2. The Chairman,
Uniform Service Recruitment Board,
No.807, 2nd floor,
Anna Salai, Chennai - 2.

+1 cc to Mr.R.Shivakumar, Advocate Sr.No.83269

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MP(CO)
CSL/07.01.2019