

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.08.2018

CORAM

THE HON'BLE MR.JUSTICE HULUVADI G.RAMESH
AND
THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

W.A.No.1791 of 2018
and CMP.No.14519 of 2018

Muthu Manikandan

...Appellant / Petitioner

Vs

- 1.The District Collector
Thiruvannamalai District
Thiruvannamalai
- 2.The Director
O/o.Director Office
Rural and Development Department
Panagal Building, Saidapet
Chennai.
- 3.The Assistant Director (Panchayat)
Rural and Development Department
Thiruvannamalai Taluk
Thiruvannamalai District
- 4.The Block Development Officer
Thiruvannamalai Panchayat Union Office
Thiruvannamalai Town
Thiruvannamalai District

...Respondents / Respondents

Writ Appeal filed under Clause 15 of the Letters Patent
against the order dated 09.04.2018 made in W.P.No.8320 of 2018.

W.P.No.8320 of 2018

Writ Petition filed under Article 226 of the Constitution of
India, praying for the issue of a writ of Mandamus to direct the
1st respondent to reinstate the petitioner in service together
continuity of service with all attendant benefits based on the
petitioners representation dt 28.2.2018

For Appellant : Mr.Palani

For Respondents : Mr.P.S.Siva Shanmuga Sundaram
Special Government Pleader for R1 to R4.

JUDGMENT

(Judgment of the Court was made by HULUVADI G.RAMESH,J.)

Heard both sides.

2. The Petitioner was appointed as Part-Time Panchayat Clerk on 13.07.1997, however, his service was terminated on 05.02.2002. It is seen that the appellant/Writ Petitioner has sent representations for about 15 years, but he had neither challenged the termination of his service nor initiated any action for the past about 15 years.

3. The grounds raised by the appellant/Writ Petitioner is that he has not been communicated and not served with any termination order as per the records and documents and further the resolution passed by the Panchayat was not communicated to him.

4. While being out of service for more than 15 years and not chosen to challenge the termination order, rightly, the learned Single Judge has rejected the Writ Petition. Any amount of pleading of the appellant/Writ Petitioner would not bring any solace to the appellant/Writ Petitioner for consideration of his prayer seeking to reinstate him in service. We find no scope to interfere with the order passed by the learned Single Judge dated 09.04.2018. Accordingly, the Writ Appeal is dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-
सत्यमेव जयते

Assistant Registrar(CO)

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Sub Assistant Registrar

To

1.The District Collector
Thiruvannamalai District
Thiruvannamalai

2.The Director
O/o.Director Office
Rural and Development Department
Panagal Building, Saidapet
Chennai.

3.The Assistant Director (Panchayat)
Rural and Development Department
Thiruvannamalai Taluk
Thiruvannamalai District

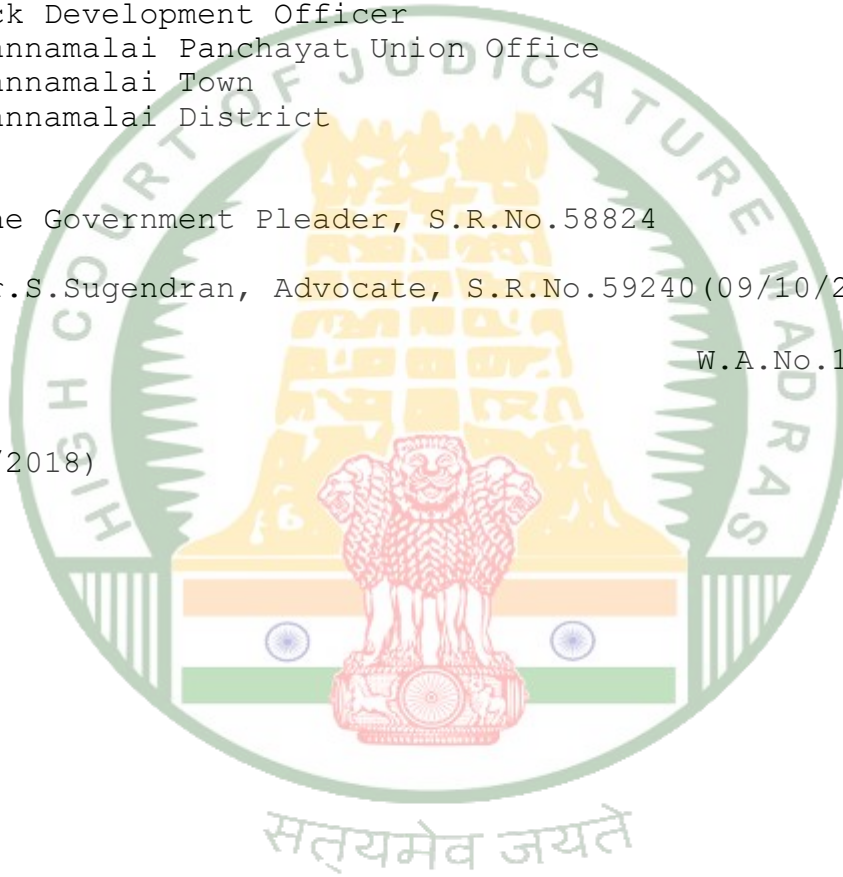
4.The Block Development Officer
Thiruvannamalai Panchayat Union Office
Thiruvannamalai Town
Thiruvannamalai District

+1cc to the Government Pleader, S.R.No.58824

+1cc to Mr.S.Sugendran, Advocate, S.R.No.59240 (09/10/2018)

W.A.No.1791 of 2018

RSI (CO)
GSP (25/09/2018)



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