

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.07.2018

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
AND
THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

W.A.No.755 of 2018
and
C.M.P.No.7161 of 2018

1.The Director General of Police,
Kamarajar Salai,
Chennai - 600 004.

2.The Superintendent of Police,
Kancheepuram District,
Kancheepuram.

... Appellants

versus

S.Sathish Kumar

... Respondent

PRAYER: Appeal filed against the order passed by this Court dated 28.11.2017 made in W.P.No.27543 of 2017.

W.P.No.27543 of 2017: Petition under article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the first respondent to depute the petitioner for Police Training Commencing with effect from 01.11.2017 or on any subsequent dates.

For Appellants : Mr.V.Anandhamoorthy,
Additional Government Pleader

For Respondent : Mr.M.Gnanasekar

J U D G M E N T
(Order of the Court made by R.SUBRAMANIAN,J.)

The challenge in this intra-Court appeal is to the order of the learned Single Judge in W.P.No.27543 of 2017 dated 28.11.2017, in and by which, the learned Single Judge issued a Writ of Mandamus directing the appellants to implement the order of this Court in W.P.No.1578 of 2013 dated 18.07.2017. The judgment of the learned Single Judge in W.P.No.1578 of 2013

dated 18.07.2017 was subject matter of the appeal in W.A.No.753 of 2018.

2. We have partly allowed the said appeal setting aside the direction made by the learned Single Judge to appoint the respondent in this appeal as a Grade - II Police Constable with all attendant benefits. We have further directed the appellants to consider the matter afresh in the light of certain subsequent developments. In view of the same, the direction issued by the learned Single Judge in W.P.No.27543 of 2017 has to be necessarily set aside and the same is accordingly set aside.

3. In fine, this Writ Appeal is allowed and the Writ Petition in W.P.No.27543 of 2017 will stand dismissed. However, in the circumstances without costs. Consequently, the connected Miscellaneous Petition is also closed.

Sd/-
Assistant Registrar(CO)

//True copy//

Sub Assistant Registrar

dsa

To

1.The Director General of Police,
Kamarajar Salai,
Chennai - 600 004.

2.The Superintendent of Police,
Kancheepuram District,
Kancheepuram.

+1cc to Mr.M.Gnanasekar, Advocate SR.No.49235

+1cc to Mr. M.Gnanasekar Advocate, S.R.No. 49236(05/09/2018)

GP(CO)
GN(23/08/2018)

W.A.No.755 of 2018