

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :17.09.2018

CORAM

THE HONOURABLE MR. JUSTICE SATRUGHANA PUJAHARI

W.P. No.24291 of 2018 and  
WMP No.28304 and 28305 of 2018

R.Aravind

..... Petitioner

Vs

1. State Rep. By  
Secretary to Government,  
Backward Classes, Most Backward Classes and  
Minorities Welfare Department,  
Chennai 600 009.
2. Managing Director,  
Tamil Nadu Backward Classes and  
Economic Development Corporation (TABCEDCO)  
Chennai 600 008. .... Respondents

PRAYER Writ petition filed under Article 226 of the Constitution of India praying for a Writ of certiorarified mandamus calling for the records of the second respondent pertaining to his proceedings in Proc.No.A2/0989/2017 and quash the order dated 09.07.2018 and consequently, direct the respondents to permit the petitioner to resume his duty as Junior Assistant.

For Petitioner : Mr. S.Suresh

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

O R D E R

This writ petition has been filed by the petitioner challenging the order of suspension dated 09.07.2018 in Proc No.A2/0989/2017 issued under Rule 17(e) of Tamil Nadu Civil Supplies (Discipline and Appeal) Rules and Tamil Nadu Backward Classes and Economic Development Corporation (TABCEDCO) Service Rule 60 in contemplation of disciplinary proceedings. The grievance now expressed by the petitioner is that the same is actuated with malafide and hence, came forward to file this writ petition seeking for quashment of the same.

2. Considering the facts and submission, especially the fact that in contemplation of disciplinary proceeding to order such suspension, permissible to the authorities concerned, this Court is not inclined to interfere with the same and accordingly, this writ petition stands dismissed. However, it is stated that the Subsistence allowance be paid to the petitioner, it goes without saying that he is entitled to subsistence allowance as permissible to him under law, during such suspension.

3. With the aforesaid observation, this writ petition stands dismissed. No costs. Consequently, the connected miscellaneous petition are also closed.

Sd/-  
Deputy Registrar

//True Copy//

Sub Assistant Registrar

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To

1. State Rep. By  
Secretary to Government,  
Backward Classes, Most Backward Classes and  
Minorities Welfare Department,  
Chennai 600 009.
2. Managing Director,  
Tamil Nadu Backward Classes and  
Economic Development Corporation (TABCEDCO)  
Chennai 600 008.

+1cc to Mr.S.Suresh, Advocate, S.R.No. 64075  
+1cc to the Government Pleader, S.R.No. 64965

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W.P. No.24291 of 2018

GN(28/09/2018)