

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Reserved on : 25.06.2018

Delivered on : 26.07.2018

CORAM

THE HONOURABLE Mr.JUSTICE V.PARTHIBAN

W.P.No.20609 of 2012 and
M.P.No.1 of 2012

N.Balamurugan ... Petitioner

Vs

The Chief Engineer (Personnel),
Tamil Nadu Generation and
Distribution Corporation Limited,
(Formerly known as Tamil Nadu
Electricity Board),
No.144, Anna Salai,
Chennai 600 002. ... Respondent

PRAYER : Petition filed under Article 226 of the
Constitution of India, praying to issue a writ of
Mandamus, to direct the respondent to consider the
petitioner's representations dated 10.11.2011 and
11.07.2012 and to give him absorption and appointment
forthwith as Helper by giving preference based on the
apprenticeship training which he has joined in the
respondent Board prior to 13.09.1988 and also in terms of
the earlier order dated 18.01.1995 in W.P.No.21168 of
1994 and as given to other similarly placed persons like
the petitioner.

For Petitioner : Mr.V.Ajoy Khose for
Mr.R.Krishnaswamy

For Respondent : Mr.P.R.Dhilip Kumar

O R D E R

Heard Mr.V.Ajoy Khose, learned counsel for the
petitioner and Mr.P.R.Dhilip Kumar, learned counsel
appearing for the respondent.

2. The petitioner has approached this Court, seeking
the following relief:-

"To issue a writ of Mandamus, to direct
the respondent to consider the petitioner's

representations dated 10.11.2011 and 11.07.2012 and to give him absorption and appointment forthwith as Helper by giving preference based on the apprenticeship training which he has joined in the respondent Board prior to 13.09.1988 and also in terms of the earlier order dated 18.01.1995 in W.P.No.21168 of 1994 and as given to other similarly placed persons like the petitioner."

3. From the materials and pleadings placed on record, it is seen that the petitioner had undergone training way back in 1988 and on the basis of which, he seeks preferential right for absorption in the service of the Board. As on date, the petitioner is 58 years old and attained the age of superannuation.

4. This Court is of the view that such belated claim by the petitioner cannot be entertained at this distance of time. This Court does not see any scope for entertaining this writ petition and cannot grant the relief as prayed for in the writ petition in the teeth of the fact that the petitioner has attained the age of superannuation, as on date.

5. Therefore, the writ petition is liable to be dismissed and accordingly, the same is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS v)

//True Copy//

Sub Assistant Registrar

gsk
To

The Chief Engineer (Personnel),
Tamil Nadu Generation and
Distribution Corporation Limited,
(Formerly known as Tamil Nadu
Electricity Board),
No.144, Anna Salai,
Chennai 600 002.

Pre-delivery order in
W.P.No.20609 of 2012

ASK(07/09/2018)